

Government  
Publications







# Proclamations

and

# Orders in Council

*Relating to the War*

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VOLUME 8

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OTTAWA  
EDMOND CLOUTIER  
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY  
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## NOTE REGARDING CONTENTS OF VOLUME 8

This volume includes Orders in Council relating to the war, passed between July 1st, 1942, and September 30th, 1942, which are regarded as of general or wide-spread interest or concern.

There has been included in this volume a list of amendments to various Orders in Council (page 216) covering the period July 1st, 1942, to September 30th, 1942, and the reference index (page 218) covering the contents of the eight volumes published to date.

Orders in Council relating to foreign exchange control are not included in any of these volumes except Volume 1, as they are published separately by the Foreign Exchange Control Board.

Under authority of the Income War Tax Act as amended in 1942, provision was made for tax deduction at the source. A table of tax deductions (P.C. 7029, August 12th, 1942) was published as an extra to the *Canada Gazette* August 26th, 1942.

From time to time consolidations of the Defence of Canada regulations are also printed in separate volumes.

Under the authority of Order in Council P.C. 7992 of the 4th of September, 1942, a division of the Privy Council office was established to be known as the Statutory Orders and Regulations division. The director of this division is authorized to consolidate, compile and publish orders, rules, and regulations, relating to the war, of a legislative character or imposing a penalty, under the title of "Canadian War Orders and Regulations".

"Canadian War Orders and Regulations" will be published weekly beginning October 12th, 1942, and will contain all Orders in Council relating to the war of general interest and concern from October 1st, 1942. The present volume, Volume 8, will therefore be the last of the old series of Proclamations and Orders in Council relating to the war to be published.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Statutory Orders and Regulations Division,

Privy Council,  
OTTAWA, October 3rd, 1942.



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**Order in Council establishing Government Office Economies Control**

**P.C. 4428**

**AT THE GOVERNMENT HOUSE AT OTTAWA**

**TUESDAY, the 18th day of August, 1942.**

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas the Governor General in Council has from time to time in the past directed investigations to be made with respect to the control of publications issued by, and the purchase or requisition of stationery and office supplies, furniture, equipment and machines, used in all Departments of the Government of Canada, and has required reports to be made with regard to measures of control to be taken, with a view to effecting economy with regard thereto;

And whereas at a meeting convened by the Minister of National War Services consideration was given to the creation of appropriate measures and machinery to provide such necessary control;

And whereas in view of the state of war now existing it is deemed more than ever necessary because of shortage of paper and supplies, to exercise the greatest control in the use thereof by Departments of the Government;

And whereas it is also deemed advisable, not only to provide control over stationery and supplies used by Departments of the Government, but also that steps should be taken to prevent the waste of paper and supplies in the operation of all Departments of the Government of Canada;

And whereas by section 6 of the Department of National War Services Act it is provided that the Minister of National War Services should perform such other duties as might be assigned to him from time to time by the Governor in Council, and that he should have all powers necessary to carry out the provisions of the said Act, or of any orders or regulations made thereunder;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National War Services, and under and by virtue of the powers conferred by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and the powers contained in the Department of National War Services Act 1940, is pleased to order and doth hereby order as follows:—

1. In this Order, unless the context otherwise requires,
  - (a) "Department of the Government of Canada" includes any branch or portion of the executive Government of Canada, including any commission, board or corporate body administering moneys appropriated by Parliament and upon whose requisition issues of public moneys are made out of the Consolidated Revenue Fund under the direction and control of the Comptroller of the Treasury;
  - (b) "deputy head" means and includes any deputy head as defined in the Civil Service Act or any person having the status of a deputy head pursuant to the provisions of any statute or any Order in Council, and in the case of any Commission, Board or Corporation, in respect of which no person has the status of a deputy head, means such Commission, Board or Corporation;
  - (c) "Minister" means the Minister of National War Services;

- (d) "publication" means any book, pamphlet, bulletin, statistical compilation, map or plan or other matter, whether printed or published by any other process, and whether for distribution by sale or without charge.
2. (1) For the purpose of the administration of this Order, the Minister of National War Services may establish a Division of his Department, to be known as the Division of Government Office Economies Control.
- (2) The Minister may, with the approval of the Governor in Council, appoint a person to have charge, under his control and direction, of the said Division, to be known as the Director of Government Office Economies Control.
3. The Director of Government Office Economies Control shall perform such duties and exercise such powers under this Order as are assigned or delegated to him by the Minister.
4. The Minister may establish an Advisory Committee to consist of not less than three and not more than seven members, to be nominated by the Minister from officers in the public service of Canada, to advise the Minister in all matters with regard to the performance of the duties imposed on the Minister under this Order and to perform any other duties imposed on them by the Minister in relation to the administration of this Order.
5. (1) If the deputy head of any Department of the Government of Canada is dissatisfied with any order made or proposed to be made by the Director of Government Office Economies Control, pursuant to any power conferred upon him by the Minister under this Order, such deputy head may request that the order or the proposed order be considered by the Advisory Committee aforesaid.
- (2) The Director of Government Office Economies Control and such deputy head shall thereupon make reports upon the matter in dispute to the Advisory Committee and the Advisory Committee shall, after consideration of such reports, make such recommendations as it sees fit, to the Minister.
6. The Minister shall, before making any order pursuant to any recommendation of the Advisory Committee under the last preceding section, refer such recommendation to the deputy head concerned.
7. If a deputy head is dissatisfied with any recommendation made by the Advisory Committee or with any order of the Minister made pursuant to this Order he may request the Minister to refer such recommendation or such order to the Treasury Board of Canada, and any direction made by the Treasury Board, pursuant to any such reference, shall be final and binding.
8. The Minister of National War Services shall be charged with the duty of controlling and directing:
- (a) the publication and distribution of all publications issued by all Departments of the Government of Canada, including therein the limitation of the matter to be produced, the style of make up, the mode of publishing, the manner of distribution and the methods of storage thereof, but not including the control of the placing of orders for printing and the actual printing thereof, and the printing, storage or distribution of any official document under the control and direction of the King's Printer by virtue of the provisions of the Public Printing & Stationery Act or by any Order in Council;

- (b) the purchase, requisition, storage and use of stationery and office supplies, furniture and equipment or office machines by all Departments of the Government of Canada, and the reconditioning, salvage and disposal thereof, but not including the purchase, requisition and storage of stationery or supplies under the control and direction of the King's Printer by virtue of the provisions of the Public Printing and Stationery Act or by virtue of the provisions of any Order in Council, or the purchase, requisition or storage of office supplies, furniture or equipment or office machines under the control and direction of the Minister of Public Works by virtue of the provisions of the Public Works Act or by virtue of the provisions of any Order in Council;
- (c) the prevention of waste in the use of stationery and office supplies, equipment and furniture and office machines by all Departments of the Government of Canada;
- (d) the survey of all stationery and office supplies, equipment and furniture and office machines used in all Departments of the Government of Canada with a view to the most effective distribution and use thereof,

with a view to effecting economies and eliminating unnecessary expenditures with respect thereto.

9. For the purpose of carrying out the duties imposed upon him by this Order, the Minister may, with respect to any Department of the Government of Canada, by order,

- (1) limit the matter to be contained in any publication, require any change to be made in the style or make-up thereof, determine the mode of publishing any publication, limit the materials to be used therein, and direct the mode and manner of distribution thereof;
- (2) prohibit or limit the publishing or distribution of any publication;
- (3) subject to the approval of the Standing Committee on Internal Economy and Contingent Accounts of the Senate, and the Internal Economy Committee of the House of Commons, respectively, prohibit during the continuation of the state of war now existing, the publishing of any publication or the making of any return required under any statute or Order in Council, notwithstanding anything contained in any such statute or Order in Council;
- (4) require stationery and office supplies, furniture and equipment and office machines, to be standardized in style or quality and fix the standards to be adopted with regard thereto;
- (5) prohibit or limit the purchase, requisition or use of any class or type of stationery, office supplies, furniture and equipment or office machines;
- (6) direct the prevention of waste in the use of stationery and office supplies, furniture and equipment or office machines;
- (7) require the delivery up of any office supplies, furniture and equipment and office machines which are not necessary for the conduct of the work of such Department or direct the transfer thereof to some other Department of the Government of Canada;
- (8) require the centralization of administration or the adoption of administrative procedures with regard to the publishing, storage or distribution of publications or the purchase, requisition, storage, or use of stationery and office supplies, furniture and equipment and office machines;

- (9) require surveys to be made of all publications including the matter published, the style or make-up thereof, the mode of publishing and the method or manner of distribution of all stationery and office supplies, furniture and equipment and office machines, or of any premises used for the storage thereof, and require reports to be made with the respect thereto;
  - (10) require the attendance before him or any person or persons designated by him, of any officer, clerk or employee, and the production of any documents or records in the custody of any such officer, clerk or employee relating to publications, or to stationery and office supplies, furniture and equipment and office machines;
  - (11) require the deputy head of any Department of the Government of Canada to designate an officer, clerk or employee as representative of that Department to be charged with the duty of investigating and reporting to the Minister, either directly or through such deputy head, as such deputy head may determine, on measures to be taken for the purpose of reducing expenditures with regard to the publication, distribution or storage of publications, or the purchase, requisition, storage or use of stationery and office supplies, furniture and equipment and office machines, and to make such recommendations with regard thereto at such times and in such manner as the Minister may require;
  - (12) order all or any other measures to be taken incidental to the foregoing.
- 10. (1) If the King's Printer is of opinion that it is advisable to do so in order to effect economy, he may propose to the deputy head of any Department of the Government of Canada from which he has received a requisition for the printing of any publication or the furnishing of any stationery or office supplies;
    - (i) changes in the style or make-up of any such publication;
    - (ii) the substitution of a different type of paper to be used in such publication or of a different type of stationery or office supplies to those requisitioned;
    - (iii) the postponement of any such publication until the termination of the state of war now existing.
  - (2) If the Deputy Minister of Public Works is of opinion that it is advisable to do so in order to effect economy, he may propose to the deputy head of any Department of the Government of Canada from which he has received a requisition for any office supplies, furniture or equipment or office machines, the substitution of a different type of supplies, furniture, equipment or machines, or the postponement of the purchase of such supplies, equipment, furniture or machines.
  - (3) If the King's Printer or the Deputy Minister of Public Works proposes any such change, substitution or postponement to any deputy head of any Department, he shall forthwith notify the Director of Government Office Economies Control of such proposal.
  - (4) If any such deputy head does not agree to any such change, substitution or postponement, he may request the King's Printer or the Deputy Minister of Public Works to refer such matter to the Director of Government Office Economies Control.
  - (5) The Minister, or the Director of Government Office Economies Control, if authorized by the Minister so to do, may make such order relating to any matter referred to under this section as he is

under this Order empowered to make and any such order shall be subject to the provisions of sections five, six and seven of this Order.

11. The Deputy head of each Department of the Government of Canada shall forthwith after the coming into operation of this Order furnish to the Director of Government Office Economies Control a complete list of all publications issued by such Department together with a statement of the cost of publication and distribution of each such publication.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing provisions be made for compassionate relief  
for fishermen who have suffered war damage**

P.C. 5036

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 3rd day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Fisheries reports that due to the state of war now existing there is a risk of war damage to fishing boats and fishing gear, the property of Canadian fishermen operating in Canadian fisheries;

That in many cases such fishermen are not in a position to insure such boats or gear against war damage or to participate in measures for indemnification of such; and

That it is advisable for the security, defence and welfare of Canada that provision be made for the compassionate relief of fishermen who, as a result of the state of war, have suffered war damage to fishing boats, vessels or gear so that such fishermen may continue or resume operations;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Fisheries, concurred in by the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

1. For the purposes of this Order, unless the context otherwise requires:

- (a) "Applicant" means any person who makes application for the payment of compensation under this Order;
- (b) "Department" means the Department of Fisheries;
- (c) "Diminution of Value" means the amount by which the value of any fishing boat or fishing gear in the state in which it was immediately after the occurrence of the war damage, is less than its value in the state in which it was immediately before the occurrence of the war damage;

- (d) "Fish" includes shell fish, crustaceans, marine animals and aquatic vegetation;
  - (e) "Fishing" means fishing for or catching fish by any method;
  - (f) "Fishing Boat" means a boat or vessel measuring not less than twelve feet along the keel, propelled by any means, used solely for the purpose of commercial fishing in any Canadian fishery, provided that a fishing boat may be deemed to be so used, notwithstanding that it may be used otherwise on any special occasion or incidentally to its being so used;
  - (g) "Fishing Gear" includes any implement or device or any part thereof, used for the purpose of taking fish from or holding fish in the water for commercial purposes, but shall not include any part or parts of any such implement or device affixed to a fishing boat as an integral part of such fishing boat;
  - (h) "Minister" means the Minister of Fisheries;
  - (i) "Person" means any person, firm or incorporated co-operative association or society of fishermen, excluding, however, any other corporation, and the heirs, executors, administrators, curators, successors, or other legal representative of any such person, firm or incorporated co-operative association or society, according to the law of that part of Canada to which the context extends;
- (j) "War Damage" means,—
- (i) damage occurring, whether accidentally or not, as the direct result of action taken by the enemy, or action taken in combating the enemy or in attempting to repel an imagined attack by the enemy;
  - (ii) damage occurring, whether accidentally or not as the direct result of measures taken under proper authority to avoid the spreading of, or to mitigate the consequences of, such damage as aforesaid;
  - (iii) accidental damages occurring as the direct result of any precautionary or preparatory measures taken under proper authority with a view to preventing or hindering the carrying out of any attack by the enemy, or in anticipation of enemy action;
  - (iv) damage caused by the explosion of a concentration of munitions or explosives being lawfully manufactured, stored, or transported in Canada, for war purposes, by any person other than the applicant;

but does not include damage occurring as the result of the restrictions imposed on the display of lights or of measures taken for training purposes, or damage occasioned by persons resident or secretly in Canada and acting as agents of or in the interest of any country at war with Canada.

#### COMPENSATION

2. The Minister may pay compensation to any person in the amount, not exceeding two thousand dollars, of each diminution of value caused by the war damage in any fishing boat of which he is the owner: Provided that if any person is a joint owner his compensation, hereunder, shall be limited to his proportionate share of the said two thousand dollars.

3. The Minister may pay compensation to any person in the amount, not exceeding four hundred dollars, of each diminution of value caused by

war damage in the fishing gear of which he is the owner: Provided that if any person is a joint owner his compensation, hereunder, shall be limited to his proportionate share of the said four hundred dollars.

#### LIMITATIONS

4. No compensation under this Order shall be paid in respect of a diminution of value caused by war damage in any fishing boat or fishing gear unless such diminution of value, in either case, exceeds twenty-five dollars.

5. No compensation under this Order shall be paid in respect of a diminution of value caused by war damage in any fishing boat or in any fishing gear in respect of which the owner is indemnified against war damage otherwise than under this Order.

5. (a) No compensation shall be paid any person under this Order in respect of the diminution of value caused by war damage at any one time, in more than one fishing boat owned by such person, except where such person is a firm or is an incorporated co-operative association or society of fishermen. The Minister may determine what constitutes "any one time", within the meaning of this Clause.

#### APPLICATIONS

6. No compensation shall be paid to any person under this Order unless application for such compensation is made by such person forthwith after the occurrence of the war damage pursuant to which such application is made and not in any event later than thirty days after such occurrence unless, in the opinion of the Minister, the delay in making such application has resulted from causes beyond the control of the applicant.

7. (1) Application for the payment of compensation under this Order shall be made to the Minister in such manner and on such forms as may be prescribed by him and shall be verified by an affidavit or by a statutory declaration of the applicant.  
(2) The Minister may require the applicant to furnish such additional information as he deems necessary to determine whether any compensation may be paid to such applicant under this Order and may require such additional information to be verified by an affidavit or a statutory declaration, if he sees fit.

#### ADMINISTRATION

8. Any Fishery Officer appointed under the authority of Section 5 of the Fisheries Act, Chapter 42 of the Statutes of 1932, shall, for the purposes of the administration of this Order, have and exercise under this Order all the powers, rights and privileges which he may exercise under the Fisheries Act.

9. Any compensation paid pursuant to this Order and the costs of the administration of this Order shall be paid out of the moneys appropriated by Parliament for the carrying out of any measures deemed necessary or advisable by the Governor in Council in consequence of the existence of the state of war.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing regulations for additional subsidies re  
steamship or motorship services**

P.C. 5653

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 2nd day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Trade and Commerce reports that difficulties are being experienced by persons with whom His Majesty has entered into contracts to pay mail subsidies and steamship subventions in respect of the operation of steamship or motorship services in Canadian coastal waters by reason of the abnormally increased expenditures in the operation of such services resulting from the payment by such persons of war bonuses to the crews of vessels operated therein and of effecting war risk insurance on such vessels and by the increased expenditures on fuel in the operation thereof and marine insurance thereon caused by the state of war now existing;

That applications made by such persons to the Wartime Prices and Trade Board for permission to increase the passenger and freight rates charged by them in respect of such services sufficiently to reimburse them for such increased expenditures have been refused;

That he has been advised by such persons and is of opinion that the operation of such services cannot be continued unless provision is made for the payment of additional subsidies in respect of such increased expenditures;

That it is in the public interest to provide for the payment of additional subsidies in respect of such increased expenditures in certain cases;

That for such purposes it is desirable that a suitable fund be established out of the moneys appropriated by Parliament for the carrying out of measures deemed necessary by the Governor in Council in consequence of a state of war out of which payment of such additional subsidies may be made; and

That it is advisable, by reason of the state of war now existing, to make provision for the continuation of such services which are necessary for the security, peace, order and welfare of Canada in the manner aforesaid.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and by the War Appropriation Act, or otherwise, is pleased to make the following regulations and they are hereby made and established accordingly,—

**REGULATIONS**

1. The Minister of Trade and Commerce may pay to any person
  - (i) who operates a steamship or motorship service in Canadian coastal waters in respect of which His Majesty has contracted to pay a subsidy or subvention not increased since January 1st, 1942, and
  - (ii) who has not increased the freight or passenger rates charged in the operation of such service above the rates charged by him in respect thereof during the period from September 15th to October 11th, 1941, inclusive,

an additional subsidy in the amount of the following expenditures incurred by such person in the operation of such services after January 1st, 1942, namely:—

- (a) war bonuses paid by such persons to crews on vessels engaged in such service;
- (b) war risk insurance on vessels engaged in such service;
- (c) increased expenditures on fuel and marine insurance incurred by such person in the operation of vessels engaged in such service by reason of any excess in the rate of cost in respect thereof over the rate of cost thereof during the period from September 15th to October 11th, 1941, inclusive;

provided however that the Minister shall pay such additional subsidy only to the extent that and during the period in which, in the opinion of the Minister, such expenditures are caused by the state of war now existing.

2. (1) A claim for the payment of additional subsidy under these regulations shall be made to the Minister of Trade and Commerce on such forms and in such manner as he may prescribe.  
(2) Any such claim shall be accompanied by a certificate of a firm of chartered accountants approved by the Minister, that the amount of the expenditures on war bonuses paid to crews, or on war risk insurance, or of increased expenditures on fuel and marine insurance in respect of which the claim is made, have actually been paid by the claimant, and by such further information as may be necessary fully to substantiate and explain the claim.  
(3) Any such claim shall be audited and approved for payment by the Auditor General of Canada in the same manner as a claim for payment of a subsidy payable to the claimant under the contract between His Majesty and the claimant for the payment of a subsidy.
3. Additional subsidy under these regulations shall be payable at the same time as the instalments of subsidy payable to the claimant under the contract between His Majesty and the claimant are paid.
4. The additional subsidy under these regulations shall be payable out of a fund to be called "The Steamship Subsidies War Stabilization Fund" into which the sum of five hundred thousand dollars shall be paid out of the moneys appropriated by Parliament for the carrying out of measures deemed necessary or advisable by the Governor in Council in consequence of the existence of a state of war.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing procedure re Customs drawback regulation  
on goods lost or destroyed by fire prior to clearing the limits of Canada**

P.C. 81/5687

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board,  
approved by His Excellency the Governor General in Council, on the  
2nd July, 1942.*

The Board recommend that, under the provisions of Section 3 of the War Measures Act and for the duration of the war, authority be given the Department of National Revenue, in so far as Customs drawback regulations are concerned, to consider goods as exported when, subsequent to receipt by carrier, for shipment foreign or for use as ships' stores on vessels proceeding on an ocean voyage outside of Canada, they have been destroyed by fire or otherwise irretrievably lost through accidental causes prior to clearing the limits of Canada.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing special allowances to stenographers and  
stenographic training of persons already employed**

P.C. 113/5687

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board,  
approved by His Excellency the Governor General in Council, on the  
2nd July, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of Finance reporting:

"1. That the number of stenographers and typists available for government employment at Ottawa has for some time been inadequate to requirements;

2. That this deficiency is due to a number of conditions, including the following:

(a) The greatly increased demand for such employees.

(b) Enlistments in the uniformed women's services at higher overall compensation.

(c) The cost of transportation to Ottawa from the Maritime Provinces and the West, where large numbers of recruits were formerly obtained.

(d) The number of employees with some training in stenography now engaged in clerical duties.

3. That this shortage, which now numbers over 300, has become acute and will rapidly grow worse;

4. That, unless effective remedial measures are taken immediately, vital functions of war departments are certain to be impaired;

5. That, on account of the terms of the Wartime Wages and Cost of Living Bonus Order in Council, it is inadvisable to make changes in basic rates of pay;

6. That the National War Labour Board have advised that special allowances for such employees, conditional on their passing qualifying examinations, are within the spirit and principles of the said Order in Council, and

7. That provision of convenient facilities for stenographic training of persons already employed, both permanently and temporarily, with payment of the allowance referred to above, will materially increase the numbers available for such work without aggravating to the same extent other related problems.

The undersigned, under the provisions of the War Measures Act and on the recommendation of the Civil Service Commission, has the honour to recommend:

8. That no change be made in the existing basic rates of pay of either permanent or temporary employees and that new assignments shall continue to be made at such rates;

9. That a special stenographic allowance be authorized for all persons certified under the terms of this paragraph, on the following basis:

(a) The Civil Service Commission, after examination, shall certify that the candidate is—

I. An exceptionally proficient stenographer in both shorthand and typing, in which event an allowance of \$15 per month may be paid.

II. A well qualified stenographer, proficient in both shorthand and typing, in which event an allowance of \$10 per month may be paid.

III. Reasonably competent in shorthand and typing or the latter only, in which event an allowance of \$5 per month may be paid.

(b) The Deputy Head of the department concerned shall give the same certificate and, in addition, shall certify that the employee has been discharging the stenographic and typing duties for which payment is recommended during the whole of the period covered.

(c) Such allowance shall be added to basic pay; provided that such addition shall not increase the sum of basic pay and allowance to more than \$75 per month; provided further that the cost of living bonus may be added to such sum but shall be based on basic pay only.

(d) Payment shall be restricted to such persons employed in the Ottawa District, which for this purpose shall include any Dominion Government office within fifteen miles of the Parliament Buildings.

10. That free teaching in stenography be provided by the Civil Service Commission for all Government employees at Ottawa who are accepted for tuition by the Commission, subject to the following:

(a) Application shall be in writing with such details as the Commission may prescribe.

(b) The Commission may decline to accept the candidate or may withdraw acceptance after it has been given.

(c) Office accommodation, supplies and equipment shall be furnished without charge by departments concerned at the request of the Commission which shall arrange for training in Government buildings, or otherwise, outside office hours.

11. Minimum rate railway fare in excess of \$10 may be paid to stenographers and typists assigned from outside points, under terms and conditions prescribed by the Treasury Board on the recommendation of the Civil Service Commission."

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Minister of Pensions and National Health to provide for the treatment of impurities of any water supplies**

P.C. 5707

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 23rd day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the provisions of the Department of Pensions and National Health Act the duties and powers of the Minister of Pensions and National Health extend to and include matters and questions relating to the promotion or preservation of the health of the people of Canada;

And whereas the Minister of Pensions and National Health reports, in the opinion of the officers of the Department of Pensions and National Health, the water supplies in certain areas of Canada are impure to such an extent as to constitute a menace to the health of civilians engaged in essential war activities and to members of His Majesty's forces;

And whereas it is deemed advisable for the security, defence and welfare of Canada to provide that the Minister of Pensions and National Health shall have power to provide for the treatment of impurities of any water supplies and to take such steps as may be necessary to prevent pollution of any water supplies;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Pensions and National Health and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

1. The Minister of Pensions and National Health or, with his concurrence, the Deputy Minister, may by order in writing direct that the owner or person in charge of any undertaking for the supply of water shall take such steps as the Minister or the Deputy Minister deems necessary for the purpose of treating such water for qualities inherent therein causing such water to be unsafe for human consumption or as a precaution against such water becoming unsafe for human consumption by the introduction therein of foreign matter.

For the purposes of this section water shall be deemed to be unsafe for human consumption if it is not a potable water free from pathogenic

bacteria and if it contains organisms of the colon group in excess of 1 per 100 cubic centimetres of the water determined by the presumptive test for bacteriological examination of water using Phelps' method of Calculation.

2. The Minister of Pensions and National Health or, with his concurrence, the Deputy Minister, shall take such steps as appear to said Minister or to the said Deputy Minister to be necessary or expedient to effect compliance with any direction made by him under paragraph one of this Order.

3. In the event of non-compliance with any direction made under paragraph one of this Order the Minister of Pensions and National Health or, with his concurrence, the Deputy Minister, may authorize the Chief Sanitary Engineer of the Department of Pensions and National Health to take over in whole or in part the management, control and operation of the undertaking referred to in such direction and the said Minister may make such orders and do such things as he deems necessary to effect such taking over.

4. The Minister of Pensions and National Health or, with his concurrence, the Deputy Minister, may purchase such supplies and employ such persons as may be necessary to carry out the provisions of this Order and all moneys expended for such purposes may be recovered as a debt due to the Crown from the owner of the undertaking with respect to which such moneys are expended.

5. Any person who fails without reasonable excuse to comply with this Order or with any order or direction made under this Order shall be guilty of an offence and liable on summary conviction to a fine of not less than one hundred dollars and not more than one thousand dollars or to imprisonment for not less than one month and not more than two years, or to both such fine and such imprisonment.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council granting authority to Postmaster-General to cancel certain contracts and enter into temporary arrangements**

P.C. 5833

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 7th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council P.C. 2311 of 24th March, 1942, empowers the Postmaster-General to make temporary arrangements for the conveyance of His Majesty's Mails when in his opinion no other course of action is possible or no more favourable arrangements could be made through the invitation of public tenders;

And whereas the Auditor General has interpreted Order in Council P.C. 2311 of 24th March, 1942, as limiting the actions of the Postmaster-General under that Order in Council to contracts which have expired or are about to expire;

And whereas the Postmaster General reports that there are at present in effect contracts for the conveyance of mails which do not expire for some considerable time and which were based on normal conditions of operation and which as a result have become inequitable due to war conditions.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Postmaster-General, is pleased to order that the authority granted the Postmaster-General by Order in Council P.C. 2311 be and it is hereby extended to include the cancellation of any such contract on the written request of the contractor, and the entering into of temporary arrangements at an equitable rate, any such temporary arrangements to cover the period up to the termination of the War Measures Act, at which time public tenders would be invited to place the contract arrangements on a regular basis.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council exempting imports of salt for the use of the sea or gulf fisheries from war exchange tax**

P.C. 5834

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 7th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas imports of salt for the use of the sea or gulf fisheries are free from customs duty regardless of the country of origin and that salt in bulk, or in bags, barrels or other coverings is exempt from customs duty when originating in and imported from countries the products of which are entitled to British Preferential Tariff treatment;

And whereas the Minister of Finance reports that owing to shipping conditions it will be necessary to import substantial quantities of fishery salt from the United States;

That imports of salt from the United States or any other non-British Empire country are subject to the war exchange tax of 10 per cent ad valorem; and

That it would be in the best interests of the Canadian fishing industry if imports of salt for the use of the sea or gulf fisheries were exempt from the war exchange tax of 10 per cent ad valorem.

Now, therefore His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order that imports of salt for the use of the sea or gulf fisheries when originating in countries the products of which are entitled to Intermediate or General Tariff treatment shall be exempt from the war exchange tax of 10 per cent ad valorem, effective April 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council calling out men of the ages of twenty years to forty-five years for military service**

P.C. 5840

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 7th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of National War Services and under and in virtue of the powers conferred by the National Resources Mobilization Act, and The War Measures Act, is pleased to amend the National War Services Regulations, 1940 (Recruits) (Consolidation 1941) (P.C.1822, 18-3-41) and they are hereby amended by revoking subsections (1) and (3) of Section 4 thereof and substituting therefor the following:

- (1) Subject to the provisions of these regulations, every male British subject who is or who has been at any time subsequent to the first day of September, 1939, ordinarily resident in Canada, while he is of the ages of twenty years to forty-five years inclusive and who was on the fifteenth day of July, 1940, unmarried or a widower without child or children, shall be liable, during the continuation of the state of war now existing, to undergo and perform military training for such period or periods as may, from time to time, be fixed or determined by proclamation and pursuant to these regulations: Provided that men who, prior to being notified to report for military training, shall have attained the age of forty-six years, shall not be liable to be called out.
- (3) The men who are liable to be called out shall be classified in separate yearly age classes of twenty years to forty-five years inclusive. Henceforth, unless otherwise stated, the age class of any man shall be termed that of the year in which he was born.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council authorizing Proclamation calling men for military training**

P.C. 5841

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 7th July, 1942.*

The Committee of the Privy Council have had before them a report, dated July 7th, 1942, representing that the National War Services Regulations, 1940 (Recruits) (Consolidation 1941) as amended provide that men of any age classes, class or part of any age class, may be called out for military training by Proclamation of the Governor in Council and that it is now expedient that a Proclamation be issued calling out men who were on the fifteenth day of

July, 1940, unmarried or widowers without child or children and who were born in any of the years 1922, 1921, 1920, 1919, 1918, 1917, 1916, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903 or 1902, but that persons born in the year 1922 shall not be called out until they reach the age of twenty years.

The Committee, therefore, on the recommendation of the Minister of National War Services, advise that a Proclamation do issue in the words of the attached draft.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

### Proclamation

ATHLONE  
(L.S.)

CANADA

GEORGE THE SIXTH, by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas KING, Defender of the Faith, Emperor of India;

To ALL TO WHOM these Presents shall come or whom the same may in anywise concern,

GREETING:

### PROCLAMATION

F. P. VARCOE,  
Deputy Minister of Justice,  
Canada.

Whereas it is provided by the National Resources Mobilization Act, 1940, that the Governor in Council may make from time to time such orders and regulations requiring persons to place themselves, their services and their property at the disposal of His Majesty in the right of Canada for the use within Canada or the territorial waters thereof, as may be deemed necessary or expedient for securing the public safety, the defence of Canada, the maintenance of public order, or the efficient prosecution of the war, or for maintaining supplies or services essential to the life of the community;

And whereas pursuant to the powers therein contained, and the provisions of The War Measures Act, Our Governor in Council did on the 27th day of August, 1940, make regulations to provide a system for calling out men for military training within Canada and the territorial waters thereof, such regulations as amended and consolidated being now known as the National War Services Regulations, 1940 (Recruits) (Consolidation 1941);

And whereas pursuant to and in accordance with the said Regulations, it has been decided to call out for military training, as aforesaid, every male British subject who is or has been, at any time subsequent to the first day of September, 1939, ordinarily resident in Canada, who on the fifteenth day of July, 1940, was unmarried or a widower without child or children, and who was born in any of the years 1922, 1921, 1920, 1919, 1918, 1917, 1916, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903 or 1902, but that persons born in the year 1922 shall not be called out until they reach the age of twenty years.

Now therefore know ye that pursuant to the National Resources Mobilization Act, 1940, and The War Measures Act, and pursuant to and in accordance with the National War Services Regulations, 1940 (Recruits) (Consolidation 1941) as amended, promulgated under the provisions of the said Acts, we do hereby call out the aforesaid classes of men to submit themselves for medical examination and to undergo military training for a period of four months within Canada or the territorial waters thereof, and to report at such places and times and in such manner and to such authorities or persons as may be notified to them respectively by a Divisional Registrar of an Administrative Division appointed by the Governor in Council pursuant to the above mentioned regulations.

And further take notice that upon completion of the military training aforesaid all such persons shall be liable to perform such training, service or duty, but only within Canada and the territorial waters thereof, as the Minister of National Defence may from time to time require pursuant to the provisions of the Reserve Army (Special) Regulations, 1941.

Of all which Our Loving Subjects and all others whom these Presents may concern, are hereby required to take notice and to govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent and the Great Seal of Canada to be hereunto affixed. WITNESS: Our Dear Uncle, Our Right Trusty and Right Well-beloved Cousin and Counsellor, Alexander Augustus Frederick George, Earl of Athlone, Knight of Our Most Noble Order of the Garter, a Member of Our Most Honourable Privy Council, Knight Grand Cross of Our Most Honourable Order of the Bath, Grand Master of Our Most Distinguished Order of Saint Michael and Saint George, Knight Grand Cross of Our Royal Victorian Order, Companion of Our Distinguished Service Order, Colonel in Our Army (retired), having the honorary rank of Major-General, one of Our Personal Aides-de-Camp, Governor General and Commander-in-Chief of Our Dominion of Canada.

AT OUR GOVERNMENT HOUSE, in Our City of Ottawa, this seventh day of July, in the year of Our Lord One thousand nine hundred and forty-two and in the Sixth year of Our Reign.

By Command,

**Order in Council authorizing Regulations for granting naturalization certificates**

P.C. 5842

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 9th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Secretary of State reports that it has been found desirable since the commencement of the present hostilities that the existing procedure under the Naturalization Act, Chapter 138 of the Revised Statutes of Canada, 1927, be amended to meet situations arising out of the war, and

That it is desirable and necessary and in the public interest that the existing procedure be amended to provide for the naturalization of certain aliens now serving or who may hereafter serve with the Naval, Military or Air Forces of Canada in the present war, and to exclude certain aliens from being naturalized in Canada.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Secretary of State, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to make the following regulations and they are hereby made and established accordingly,—

#### REGULATIONS

1. The Secretary of State may grant a certificate of naturalization to any alien serving outside Canada with the Naval, Military or Air Forces of Canada who has satisfied the Secretary of State, by the filing of such documents as may be prescribed by the Secretary of State and the Minister of National Defence, that he is a fit and proper person to be naturalized in Canada as a British Subject. No fee shall be payable on such certificate of naturalization.

2. An alien residing in Canada and desiring to be naturalized shall make, under oath before, and only in the office of, the clerk of the court in the judicial district in which the applicant resides, not less than one nor more than seven years at least prior to the applicant's petition for naturalization, and after the applicant has reached the age of eighteen years, a signed Declaration of Intention to become a British Subject, which Declaration shall be in writing, in duplicate, and shall contain substantially the averments enumerated in forms "A" and "B" of the Schedule hereto. A fee of one dollar shall be paid by the applicant to the clerk of the court on the filing of the Declaration of Intention.

3. The Declaration of Intention shall be delivered in duplicate at the office of the clerk or other proper officer of the court during office hours; one of such Declarations shall be posted by such clerk or other proper officer in a conspicuous place in his office, continuously for a period of at least three months and the other Declaration of Intention shall be forwarded by the said clerk or other proper officer to the Secretary of State.

4. Upon the receipt by the Secretary of State of the Declaration of Intention an official certificate of receipt, in a form to be prescribed by the Secretary of State, shall be mailed by him to the applicant.

5. After the expiration of a period of one year following the filing of the Declaration of Intention, the applicant may apply for a decision establishing that he is qualified and fit to be naturalized under the provisions of the Naturalization Act to any Judge of any Superior Court, or to any Judge of any Circuit, District or County Court, and in the Province of Ontario the Court of General Sessions of the Peace, and in the Province of Quebec to any District Magistrate, and in the Northwest Territories to such authorities or persons as the Governor in Council may prescribe.

6. The application for naturalization shall be delivered at the office of the clerk or other proper officer of the Court during office hours, and shall be posted by such clerk or other proper officer in a conspicuous place in his office, continuously for a period of at least three months.

7. Upon the finding of the Judge having been communicated to him the Secretary of State may, in his absolute discretion, issue a certificate of naturalization and shall send the same to the clerk of the court before whom the application was made.

8. Upon the applicant taking and subscribing the Oath of Allegiance before any of the persons mentioned in Section 5 of these Regulations, sitting in open court, the clerk shall deliver the certificate to the applicant.

9. Any alien who applies for exemption from military training service or duty, on the ground that he is a citizen or subject of another country shall be barred from applying for or receiving a certificate of naturalization under the Naturalization Act or under these regulations.

10. For the purposes of these regulations, "Clerk" or "Clerk of the Court" means and includes all officers exercising the function of prothonotary, registrar, or clerk of any of the courts mentioned in Section 5 of these Regulations.

11. The provisions of Section 1 and of Section 9 of these regulations shall be effective on and from the ninth day of July, 1942. The provisions of Sections 2 to 8, inclusive of these regulations shall be effective on and from the first day of September, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Schedule

FORM "A"

DECLARATION OF INTENTION

I, .....

DO SOLEMNLY DECLARE THAT:

1. It is my intention in good faith to become a British Subject and to reside permanently in Canada;

2. I will, before being naturalized as a British Subject, renounce forever all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty of whom or which, at the time of and before being naturalized as a British Subject, I may be a subject or citizen.

And I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of the Canada Evidence Act.

DECLARED before me

at ..... }  
this ..... day of ..... } ..... (Signature of declarant)  
..... A.D. 19.... }

A Commissioner, Notary Public, J.P.  
or other official authorized to take  
affidavits or to administer oaths.

A fee of One Dollar is payable by the applicant on the filing of this Declaration of Intention, accompanied by the statutory declaration on Form "B", with the Clerk of the Court.

FORM "B"

STATUTORY DECLARATION TO ACCOMPANY DECLARATION  
OF INTENTION

I, ..... presently residing at .....

DO SOLEMNLY DECLARE THAT:

1. My full and correct name is.....

2. I was born on the..... day of..... 19....  
at .....  
(Place and country of birth)

3. I am a citizen of..... by (a) birth, (b) naturalization.

4. I entered Canada at the port of..... on the.....  
day of..... 19.... by ss.....

5. I have continued to reside in Canada since arrival except as follows:—

From ..... To .....

From ..... To .....

From ..... To .....

My absence from Canada was for the following reason.....  
.....

6. My occupation in Canada is..... My present employer is  
Name ..... Address .....

7. My personal description is—Height..... Weight.....  
Colour of hair..... Colour of eyes.....

8. The name of my wife (or husband) is.....  
We were married on the..... day of..... 19....

at .....

My wife's (or husband's) citizenship is.....  
and she (or he) resides at.....

9. I have the following children,—  
*Name*      *Age*      *Place of birth*      *Place of residence*

.....  
.....  
.....

10. The photograph enclosed, which I have signed on the reverse side, is a  
likeness of me and was taken within the past year.

11. I have this day made at.....  
in the..... the attached Declaration  
(Name of Court)

of my intention to become a British Subject and to reside permanently  
in Canada.

AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act.

DECLARED before me }  
at ..... }  
this.....day of ..... (Signature of declarant)  
..... A.D. 19.... }

A Commissioner, Notary Public, J.P.  
or other official authorized to take  
affidavits or to administer oaths.

**Order in Council amending provisions re Commodity Prices Stabilization Corporation Limited**

P.C. 5863

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 7th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that he has received representations from the Wartime Prices and Trade Board, on the advice of the Commodity Prices Stabilization Corporation, Ltd., to the effect that in order to carry out some of the objects of the Corporation it is desirable to amplify in some respects the provisions of Order in Council P.C. 9870 of the 17th day of December, 1941, and accordingly to amend such Order in Council as hereinafter set forth;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under and by virtue of the powers conferred on the Governor in Council by The War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and otherwise, is pleased to order and doth hereby order as follows:—

A. Order in Council P.C. 9870 of the 17th day of December, 1941, is hereby amended,

- (1) By deleting from Section 1 thereof the words "with such powers, in addition to those conferred by the Companies Act, as may be set forth in the Letters Patent" and by substituting therefor the words "upon incorporation, the said Company shall have such powers, in addition to those contained in the Letters Patent and in the Companies Act, as are herein contained, and the said Company shall further have power to do all such things as may be deemed necessary and expedient for the purpose of carrying out any of the objects of the Company and of carrying out the agreement between His Majesty and the said Company referred to in Section 3 hereof."

- (2) By adding to the said Section 1 the following as subsection (2) thereof:
- “(2) The said Company is hereby authorized
- (a) subject to the terms of the Agreement between His Majesty and the said Company referred to in Section 3 hereof, to pay such sum or sums by way of subvention, subsidy, bonus or otherwise to any person, firm or corporation as may be deemed advisable; provided, however, that the said Company shall not enter into any agreement binding itself to pay any such sum or sums to any person, firm or corporation except with the approval of the Minister of Finance;
  - (b) subject to terms of the said Agreement, to purchase or otherwise acquire, exchange, sell or otherwise dispose of, store, transport, process or otherwise deal in or deal with any goods, wares or merchandise; and
  - (c) subject to the approval of the Governor in Council and to the extent expressed in such approval, to make from time to time in any manner any loan to any person, firm or corporation and to guarantee from time to time in any manner repayment of any loan made in any way by any person, firm or corporation to any other person, firm or corporation or payment of any promissory note discounted by any person, firm or corporation for any other person, firm or corporation.”
- (3) By deleting from subsection (1) of Section 5 thereof all words after the figures “\$10,000,000” and by substituting therefor the words “for the purpose of carrying out the said Agreement and any amendment thereof and of carrying out any of the objects or powers of the said Company.”
- (4) By deleting from subsection (2) of Section 5 thereof the words “the corporate purposes of the Company” and by substituting therefor the words “the said Agreement and any amendment thereof and of carrying out any of the objects or powers of the said Company.”
- (5) By adding to Section 5 thereof the following as subsection (3) thereof:
- “(3) The Minister of Finance is hereby authorized to agree with the said Company to pay to the said Company, as an accountable advance or advances, such amounts and at such times as are necessary to discharge any liability or commitment entered into by the said Company in the lawful exercise of its powers.”

B. The Agreement between His Majesty and the said Company, dated the 6th day of January, 1942, is hereby rescinded but, notwithstanding such rescission, all action taken under the authority thereof shall have full force and effect; and the Minister of Finance is hereby authorized to execute and deliver, in substitution therefor, an Agreement between His Majesty and the said Company in the terms of the draft hereto annexed which shall be deemed to be the Agreement referred to in the said Order in Council P.C. 9870.

C. The said Order in Council P.C. 9870 shall be read and construed as if it included the provisions of the said substituted Agreement and all amendments thereof.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

THIS AGREEMENT made the

day of July, 1942

BETWEEN

HIS MAJESTY THE KING in right of Canada (hereinafter called "His Majesty") herein acting and represented by the Honourable the Minister of Finance (hereinafter called "the Minister")

of the One Part

and

COMMODITY PRICES STABILIZATION CORPORATION, LTD., a company incorporated under the laws of the Dominion of Canada (hereinafter called "the Company")

of the Other Part,

Witnesseth that it is agreed between the Minister and the Company as follows:—

1. The payment by the Company of any financial assistance to or for the benefit of any person, firm or corporation by way of subvention, subsidy, bonus or otherwise shall be in accordance with Principles formulated from time to time by the Wartime Prices and Trade Board and approved by the Minister.

2. In respect of the acquisition or disposition of or the dealing in any goods, wares or merchandise, the company agrees to furnish the Minister with such particulars of such transactions as the Minister may from time to time require and will refrain from entering into such transactions as the Minister may from time to time direct.

3. The Company is hereby authorized to carry on its duties and responsibilities through means of branch offices or through the incorporation and organization of subsidiary companies provided that in the case of subsidiary companies the whole of the issued capital stock thereof (less directors' qualifying shares) shall be owned by the Company.

4. The Minister agrees to pay to the Company as an accountable advance or advances

- (a) such of the moneys appropriated by Parliament under the War Appropriations Act, 1941, in such amount and at such times as may be allotted by the Treasury Board and as he may approve to enable the Company to carry out any of its objects or powers; and
- (b) such sums of money and at such times as are necessary to discharge any liability or commitment lawfully entered into by the Company in the lawful exercise of its powers.

5. Requisitions by the Company for all payments shall be signed by the President or the Vice-President and by the Comptroller or the Treasurer or any other officer of the Company.

6. The Company agrees to keep proper accounts and records of its affairs and operations, together with the invoices, receipts, vouchers and statements in connection therewith. The Company shall make reports to the Minister as and when required by the Minister. The Company also agrees that after the close of each calendar month it will render to the Minister a statement of the Company's affairs and operations for such calendar month, certified as correct by the Treasurer or Assistant Treasurer of the Company and by such other of its officers as may be designated by

the by-laws or by resolution of the Company. The Company also agrees that as soon as practicable after the close of each fiscal year it will render to the Minister a statement of the Company's affairs and operations for such fiscal year, certified as correct by the Treasurer or Assistant Treasurer of the Company and by such other of its officers as may be designated by the by-laws or by the resolution of the Company.

7. The Company agrees that it will at all times keep the Minister advised of the names of all persons having authority to sign or endorse cheques or other negotiable instruments on behalf of the Company and will furnish the Minister with such information regarding any or all of such persons as the Minister may request from time to time, and the Company further agrees that, from time to time, it will obtain and keep in force fidelity bonds issued by such company or companies and for such amounts and in respect of such of the said persons as the Company may deem advisable and will, if requested, furnish the Minister with evidence that the premiums on such bonds have been duly paid and deliver any or all of such fidelity bonds to the Minister.

8. This agreement may be amended or supplemented in such respects and by such alterations, additions or deletions as the Minister shall approve, and shall remain in force until terminated by the Minister by written notice of termination delivered to the Company.

IN WITNESS WHEREOF the parties hereto have executed this agreement in triplicate as of the date first hereinbefore written.

SIGNED, SEALED AND DELIVERED BY THE COMMODITY PRICES STABILIZATION  
MINISTER in the presence of CORPORATION, LTD.  
by .....  
and by .....  
.....  
*Minister of Finance.*

**Order in Council establishing regulations respecting Cheese and Cheese Factory Improvement Act**

*Canada Gazette (Extra)*, July 17, 1942.

P.C. 5867

## AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 9th day of July, 1942.

## PRESENT:

## HIS EXCELLENCE

## THE GOVERNOR GENERAL IN COUNCIL:

Whereas Section eight of the Cheese and Cheese Factory Improvement Act (3 Geo. VI, Chapter thirteen) reads as follows:

"8. The Governor in Council may grant to cheese factories, out of moneys appropriated by Parliament for the purpose, the sum of one cent per pound on all cheese which scores ninety-three points on grading or scoring by a dairy produce grader, and the sum of two cents per pound on all cheese which scores ninety-four or more points on grading or scoring by a dairy produce grader."

And whereas Clause 12 of the Regulations, under the said Act, made by Order in Council P.C. 922, dated the 7th day of February, 1941, and published in the *Canada Gazette* on the 20th day of February, 1941, reads as follows:

"12. Premiums paid on account of the production of cheese scoring 93 or more points shall be payable to the treasurer of the factory in which the cheese were produced and prorated among those supplying milk from which the cheese were produced, provided that:

- (a) if the milk has been purchased outright from the milk suppliers, the amount of premium money received by each supplier shall be shown on each statement furnished to him by the operator of the factory; and
- (b) the board of directors of a co-operatively owned factory or a majority of the milk suppliers of a cheese factory operating at a fixed rate per pound of cheese manufactured or of a cheese factory purchasing the milk outright from the suppliers, may authorize the payment to the maker in charge or the owner of the factory, of a percentage of any premium moneys received."

And whereas the Minister of Agriculture reports that instances have been found where the subsidy paid to a cheese factory with respect to high-scoring cheese produced therein, has not been distributed pro rata among the suppliers of milk at such factory, in accordance with the intention of the said Act and Regulations:

That the said Act and Regulations contain no provision whereby violations thereof may be punished, and it is desirable and expedient that regulations permitting summary prosecution for violations be established.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Agriculture, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to make the following regulations and they are hereby made and established accordingly.

*Regulations Respecting the Cheese and Cheese Factory Improvement Act (3 Geo. VI, chapter thirteen, as amended) and Regulations thereunder*

"(1) Any person who, being the owner or operator of a cheese factory receives, subsequent to the 2nd day of May, 1939, any subsidy or money under and by virtue of the Cheese and Cheese Factory Improvement Act (3 Geo. VI. chapter thirteen, Canada), with respect to cheese manufactured in such factory, and

- (a) fails to maintain proper books and records of the quantities of milk delivered to or received by such factory by the suppliers thereof, together with all returns from the sale of cheese manufactured therefrom, including the said subsidy;
- (b) fails to distribute prior to the 31st day of December in any year on a pro rata basis among those who supplied the milk from which such cheese was manufactured, all subsidies received during that year under the Cheese and Cheese Factory Improvement Act and Regulations;
- (c) makes or issues any false statement to any supplier of milk or to the Department of Agriculture, with respect to the quantity,

quality or butter fat content of milk received from such supplier, or cheese manufactured therefrom, or the amount received from the sale thereof, or by way of subsidy;

shall be liable on summary conviction, to a fine of Two Hundred and Fifty Dollars (\$250.00) or three months' imprisonment, or both, for the first offence, or to a fine of Five Hundred Dollars (\$500.00) or six months' imprisonment, or both, for a second or subsequent offence.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council establishing Wartime Wages Control Order**  
*Canada Gazette (Extra), July 14, 1942*

P.C. 5963

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 10th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by the Wartime Wages and Cost of Living Bonus Order (Order in Council P.C. 8253 dated October 24, 1941) provision was made for the establishment of the National War Labour Board and of Regional War Labour Boards and for the stabilization of wage rates and for the payment of a cost of living bonus;

And whereas certain amendments have from time to time been made to the said Order;

And whereas the Minister of Labour reports that the National War Labour Board has reported to him that it is of opinion from its experience in the administration of the said Order that it is desirable further to amend the said Order to make provision for certain matters not therein dealt with;

That the National War Labour Board further reports that it is of opinion that it is desirable to revise certain of the existing provisions of the said Order;

That the National War Labour Board recommends that it is in the interest of employers and employees in Canada to revoke the said Order and to enact a new Order to be known as "The Wartime Wages Control Order" containing all such amendments and revisions;

That the said consolidation has been reviewed by the consultative committee to the Minister of Labour on matters of labour policy appointed pursuant to Order in Council P.C. 26/4430 dated May 27, 1942; and

That he is of opinion that it is advisable for the security, peace, order and welfare of Canada so to amend, revise and consolidate the said Order.

Now, therefore His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order as follows:—

1. The Wartime Wages and Cost of Living Bonus Order established by Order in Council P.C. 8253 of October 24, 1941, as amended, is hereby revoked effective on and from the coming into force of the Wartime Wages Control Order as provided in paragraph 4 hereof.

2. The attached Wartime Wages Control Order containing sections numbered 1 to 64 inclusive is hereby made and established in substitution for the said Order hereby revoked.

3. All orders, directions, declarations and by-laws made under the Wartime Wages and Cost of Living Bonus Order, hereby revoked, shall continue in force insofar as they are not inconsistent with the provisions of the Wartime Wages Control Order until they are revoked, varied or extended under the provisions of the said Wartime Wages Control Order.

4. The said Wartime Wages Control Order shall come into force and have effect on and after the date of its publication in the *Canada Gazette*.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

## ORDER

1. This Order may be cited as the Wartime Wages Control Order.

### PART I

#### ADMINISTRATION

##### *Constitution of the National War Labour Board*

2. (1) There shall be a National War Labour Board (hereinafter referred to as the National Board), which shall consist of a Chairman and four or more members, representing employers, and four or more members, representing employees.

(2) The Chairman shall be appointed by the Governor in Council and shall hold office during pleasure.

(3) If the Chairman of the National War Labour Board is the Minister of Labour and if, at any time, he is unable to act as Chairman, the Deputy Minister of Labour or such other member of the Board as the Minister may designate may act as Chairman and may exercise all the powers and shall perform all the duties of the Chairman under this Order or under any by-laws made pursuant to this Order. Whenever the Deputy Minister or other person aforesaid has acted as Chairman, it shall be conclusively presumed that the Minister of Labour was unable to act as Chairman.

(4) The members of the National Board shall be appointed by the Governor in Council on the recommendation of the Minister of Labour after consultation with employer or employee organizations, as the case may be, and shall hold office during pleasure.

(5) The head office of the National Board shall be at Ottawa.

(6) A majority of the members of the National Board shall constitute a quorum.

(7) There shall be an executive committee of the National Board which shall consist of the Chairman and two other members to be selected by the National Board, which shall exercise such powers as may be conferred upon it by the by-laws.

(8) The members of the executive committee shall be paid such salaries as may be fixed by the Governor in Council.

(9) The members of the National Board who are not members of the executive committee shall be paid such per diem allowance and such allowance for expenses as may be fixed by the Governor in Council.

### *Staff*

3. (1) The National Board may appoint an officer to be the Chief Executive Officer of the National Board who shall be paid such salary as may be fixed by the Governor in Council.

(2) The Department of Labour shall furnish such technical and clerical assistance to the National Board as may be possible and the National Board, with the approval of the Governor in Council, may employ such other officers and employees as may be necessary for the conduct of its business and may, with such approval, fix their remuneration.

### *Powers of National Board*

4. (1) The National Board shall be charged with

- (a) the administration of this Order and Order in Council P.C. 7679 of the 4th October, 1941;
- (b) the administration of The Fair Wages and Hours of Labour Act, 1935;
- (c) the supervision of the Regional War Labour Boards, established under the provisions of this Order; and
- (d) such other duties as may be assigned to it by the Governor in Council or by the Minister of Labour.

(2) The National Board shall, as directed by the Minister of Labour, investigate wage conditions and labour relations in Canada and shall from time to time make such recommendations as it may deem necessary in connection therewith, having regard to the principles enunciated in Order in Council P.C. 2685 of the 19th June, 1940.

5. (1) The National Board shall have all the powers and authority of a Commissioner appointed under Part I of the Inquiries Act, Chapter 99 of the Revised Statutes of Canada, 1927.

(2) The Chairman or any member of the National Board may administer oaths.

### *By-laws*

6. (1) The National Board may make such by-laws as may be necessary

- (a) to enable it to carry into effect the duties imposed upon it by this Order;
- (b) to confer upon the executive committee of the National Board power to act for it as set out in the by-laws;
- (c) to provide for the supervision and control of its officers, clerks and employees; and
- (d) to empower Regional Boards to carry out any duties or responsibilities imposed upon them in connection with the administration of this Order, and to exercise such powers of the National Board under this Order as may be delegated to them by such by-laws.

(2) No such by-laws shall come into force and effect until approved by the Minister of Labour and no alteration, modification or repeal of any such by-laws shall have any force or effect until so approved.

### *Regional War Labour Boards*

7. (1) There shall be nine Regional War Labour Boards (hereinafter referred to as Regional Boards), one for each Province, each of which shall consist of a Chairman and one or more representatives of employers and one or more representatives of employees.

(2) The Chairman of the Regional Board for each Province shall be the Minister of Labour of that Province, or if there is no such Minister, the Minister of that Province whose duties include the regulation of working conditions and related matters.

(3) The Chairman of each Regional Board may designate a person to be Vice-Chairman thereof to preside over the Regional Board in his absence.

(4) The members of each Regional Board representing the employers and employees shall be appointed by the Governor in Council on the recommendation of the Minister of Labour, after consultation with the Minister of Labour of the Province concerned, and with employer and employee organizations as the case may be, and shall hold office during pleasure; and the head office of each Regional Board shall be at such place as may be determined by each Regional Board.

(5) The majority of the members of each Regional Board shall constitute a quorum of the Regional Board.

(6) The members of the Regional Board representing the employers and the employees shall be paid such per diem allowance for expenses as may be fixed by the Governor in Council.

(7) Each Regional Board may appoint an executive officer to be the Chief Executive Officer of the Regional Board and such officer shall be paid such salary as may be fixed by the Governor in Council.

#### *Powers of Regional Boards*

8. (1) A Regional Board shall be charged with such duties and responsibilities as may be assigned it by the National Board and shall exercise such powers under this Order as are delegated to it under the by-laws of the National Board.

(2) Where any Regional Board purports to give or make any authorization, declaration, finding, direction, order or determination under the provisions of this Order, it shall be conclusively presumed for the purpose of any proceedings under this Order that the power to make such declaration, finding, direction, order or determination, or to give such authorization, is validly and effectively delegated to such Regional Board by the by-laws of the National Board.

(3) A Regional Board shall have all the powers and authority of a Commissioner appointed under Part I of the Inquiries Act, Chapter 99 of the Revised Statutes of Canada, 1927.

(4) The Chairman or any member of a Regional Board may administer oaths.

#### *Expenses*

9. The administrative expenses of the National Board and of the Regional Boards, other than the salaries and usual travelling expenses of Dominion and Provincial officials, shall be paid out of the War Appropriation.

### **PART II**

#### **BASIC SCALE OF WAGE RATES AND COST OF LIVING BONUS**

##### *Application of Order*

10. This Order shall be applicable in respect of all employment in Canada by any employer, and in respect of all employees of any employer in Canada employed on board any ship, if the crew on board such ship is ordinarily engaged in ports in Canada.

11. (1) In this Order "Employer" means any person, firm or corporation employing any person and shall include His Majesty the King in right of Canada, but shall not include:

- (i) any department or agency of the Government of Canada subject to the provisions of Order in Council P.C. 6702 of August 26, 1941, as amended by Order in Council P.C. 18/1656 of March 3, 1942; or
- (ii) any department, branch or portion of any Provincial Government; or
- (iii) any agent of the Crown in the right of any Province; or
- (iv) any municipality and any undertaking operated by the council or by a committee of the council of the municipality but shall include any corporation carrying on an undertaking in any municipal area, which corporation is separate from the municipality, notwithstanding that the municipality or council exercises a measure of control over such corporation; or
- (v) any person, firm or corporation operating any hospital or any religious, charitable or educational institution or association, if such hospital or such institution or association is not carried on for purposes of gain; or
- (vi) any person, firm or corporation engaged in agriculture, horticulture, fishing, hunting or trapping.

(2) If any person, firm or corporation included within the provisions of paragraphs (v) and (vi) of subsection (1) of this Section has employees engaged in other employments than those specified in such paragraphs, such person, firm or corporation shall be deemed to be an employer subject to the provisions of this Order in respect of such other employees.

12. In this Order "Employee" means any person employed by any employer under a contract of service,

- (i) who receives wages or salary (excluding cost of living bonus) at a rate less than \$175 per month.
- (ii) who receives wages or salary (excluding cost of living bonus) at a rate of \$175 per month or more and who is not above the rank of foreman or comparable rank,

but does not include any person employed in domestic service in a private home, or engaged in employment of a casual nature otherwise than for the purpose of the trade or business of the employer.

13. (1) For the purpose of this Order an employee in any office, factory, shop or undertaking, whether his compensation is called wages or salary.

- (i) who is actually engaged in and whose principal duty is the performance of work not of a supervisory character, is below the rank of foreman or comparable rank,
- (ii) who has direct supervision of the employees engaged in such work and whose duties are mainly supervisory, is a foreman or of a rank comparable to foreman

if such employee does not, in either case, discharge duties and responsibilities of an executive character.

(2) An employee receiving a salary or wages (excluding cost of living bonus) at a rate of \$250 or more a month shall be deemed, for the purposes of this Order, to be above the rank of foreman or comparable rank, unless the nature of his duties and responsibilities or his relationship to other employees indicates clearly that he is not above the said rank.

(3) In cases of doubt or dispute with regard to the rank of an employee, or class of employees, the National Board shall declare whether such employee or such class of employees is above the rank of foreman or comparable rank for the purpose of this Order.

14. (1) The National Board may by order exclude from any of the provisions of this Order, in whole or in part, any employer or employee, or any class of employers or employees, or employers and employees in any area designated by such Board, if in the opinion of the National Board it is impracticable to administer such provisions in respect thereof, or in any other case, if, in the opinion of the National Board, it is in the public interest so to do and if the Wartime Prices and Trade Board concur.

(2) No order shall be made under this Section by a Regional Board.

#### *Interpretation*

15. (1) In this Part, unless the context otherwise requires:

- (i) "Basic", with reference to a scale of wage rates, means, for the purposes of this Order, such scale of wage rates exclusive of any cost of living bonus.
- (ii) "Cost of Living Bonus" means a periodic supplement to wages or salary occasioned by changes in the cost of living and includes, for the purposes of this Order, any increase in wage rates granted prior to November 15, 1941, expressly in lieu of a cost of living bonus.
- (iii) "National Board" includes, except where otherwise expressly provided, a Regional Board in matters and in respect of employers with respect to which the powers of the National Board under this Order are delegated to the Regional Board by the by-laws of the National Board.
- (iv) "Wages" include wages, salary, commissions, gratuities, emoluments or other remuneration, including any share of profits or bonuses dependent upon the profits of the employer and all other forms of "income" as defined by Section 3 of the Income War Tax Act if such income is related to the office or position occupied by the employee, and shall include payments to persons other than the employee in respect of services rendered by the employee and also payments in kind, but shall not include a cost of living bonus.
- (v) "Wage Rate" means the basis of the calculation of the wages paid to an employee whether such basis of calculation is with reference to a period of time worked or on a piece work or other incentive basis or as a commission on volume or value of result and where the basis of calculation of the wages paid to an employee is a combination of such bases of calculation, the provisions of this Order shall be applicable in respect of each such basis of calculation as if it were a separate wage rate.
- (vi) "Wage rate calculated on a time or commission basis" means a wage rate calculated solely on a basis of time worked or solely as a commission or calculated with respect to part thereof on a basis of time worked and with respect to the remaining part thereof as a commission.
- (vii) "Wage rate calculated on an incentive basis" means and includes any wage rate other than a wage rate calculated on a time or commission basis.

16. (1) The basic scale of wage rates paid by an employer on November 15, 1941, means for the purposes of this Order, the schedule of

- (i) ranges of wage rates paid by the employer on such date in respect of jobs, positions or occupational classifications with respect to which ranges of wage rates were paid; and

- (ii) single wage rates paid by the employer on such date in respect of jobs, positions or occupational classifications with respect to which no ranges of wage rates were paid

in respect of all jobs, positions or occupational classifications in the service of the employer on November 15, 1941, but where, by reason of the seasonal nature of a job, position or occupational classification or by reason of a temporary vacancy therein, no range of wages rates or single wage rate was, on November 15, 1941, being paid by an employer in respect thereof, a range of wage rates or a single wage rate paid by such employer in respect of such job, position or occupational classification within a period of four years prior to November 15, 1941, shall, for the purposes of this Order, be deemed to be the range of wage rates or single wage rate paid by the employer in respect of such job, position or occupational classification on such date and to form part of the basic scale of wage rates paid by such employer on November 15, 1941.

(2) Each such range of wage rates or single wage rate shall, for the purposes of this Order, be deemed to form a part of the basic scale of wage rates paid by the employer on November 15, 1941.

(3) A range of wage rates or a single wage rate set out in an employer's wage schedule on November 15, 1941, which had never been paid by him in practice shall not be deemed to form part of the basic scale of wage rates paid by such employer on November 15, 1941.

17. (1) A range of wage rates means, for the purposes of this Order, a group of two or more wage rates inclusive of the highest and lowest wage rates in such group, paid by an employer in respect of jobs or positions or an occupational classification involving the performance by the employees therein of similar work or duties and requiring a similar type and degree of skill, such wage rates varying with respect to the relative merit, skill, length of service or other matters of a like nature, of such individual employees.

(2) Subject to subsection one of section sixty-three, where a range of wage rates or a single wage rate was on November 15, 1941, established in respect of any job or position or an occupational classification under a collective agreement, such range of wage rates or single wage rate shall be recognized for the purposes of this Order.

(3) For the purpose of this Order, a range of wage rates paid in respect of jobs or positions or an occupational classification shall be deemed to be increased or decreased if a wage rate is paid to any employee in any such job, position or occupational classification in excess of or less than the highest or lowest wage rate, respectively, within such range of wage rates.

## WAGE RATES

### *Time or Commission Wage Rates*

18. No employer shall decrease a range of wage rates or a single wage rate calculated on a time or commission basis forming part of the basic scale of wage rates paid by him on November 15, 1941.

19. Except in accordance with a written direction or authorization of the National Board, heretofore or hereafter given, no employer shall increase a range of wage rates or a single wage rate calculated on a time or commission basis forming part of the basic scale of wage rates paid by him on November 15, 1941.

### *Incentive Wage Rates or Conversions*

20. Except in accordance with a written direction or authorization of the National Board, heretofore or hereafter given, or except in accordance with Section 21 hereof, no employer shall

- (i) change a range of wage rates or a single wage rate, calculated on an incentive basis, forming part of the basic scale of wage rates paid by him on November 15, 1941;
- (ii) convert a range of wage rates or a single wage rate, calculated on a time or commission basis, forming part of the basic scale of wage rates paid by him on November 15, 1941, to a range of wage rates or a single wage rate calculated on an incentive basis, or a range of wage rates or a single wage rate calculated on an incentive basis forming part of the basic scale of wage rates paid by him on November 15, 1941, to a range of wage rates or single wage rate calculated on a time or commission basis.

21. An employer may, without a direction or authorization from the National Board,

- (i) change a range of wage rates or a single wage rate, calculated on an incentive basis, forming part of the basic scale of wage rates paid by him on November 15, 1941,
  - (a) if such change is made to compensate for the addition, removal or alteration of a work element forming part of the operation, series of operations or job or position in respect of which such range of wage rates or single wage rate is paid and is commensurate with such removal, alteration or addition; and
  - (b) if that portion of the employer's cost of production representing the labour cost of such operation, series of operations or job or position is not increased; and
  - (c) if a flat rate or time rate or a range of such rates is used in conjunction with a piece rate or other incentive rate in such range of wage rates or single wage rate, if such flat rate or time rate or range of such rate is not increased or decreased and is retained as part of such range of wage rates or single wage rate.
- (ii) convert a wage rate paid on November 15, 1941, calculated on a time or commission basis to a wage rate calculated on an incentive basis if the employer was, on November 15, 1941, paying wage rates calculated on such an incentive basis and if the conversion is effected in accordance with the same method of calculation followed by such employer in calculating the wage rates on such incentive basis.

### *Inauguration of Wage Rates and New Employees*

22. Except in accordance with a written direction or authorization of the National Board heretofore or hereafter given, no employer shall,

- (i) inaugurate the payment of a range of wage rates or a single wage rate in respect of a job, position or an occupational classification not included in his employment on November 15, 1941, and in respect of which no range of wage rates or single wage rate was included in the basic scale of wage rates paid by him on November 15, 1941, or in respect of jobs, positions or occupational classifications in any new establishment or site of operations in which operations are commenced by him after such date;
- (ii) pay to an employee engaged after November 15, 1941, in a job, position or in an occupational classification, a wage rate other than the single wage rate or a wage rate within the range of wage rates, if any,

forming part of the basic scale of wage rates paid by him on November 15, 1941, and so paid in respect on such job, position or such occupational classification to other employees therein of like ranking.

### *Working Conditions*

23. (1) No employer shall alter any term of employment including any rule, regulation or practice governing the working conditions of his employees, having the effect of, or for the purpose of decreasing directly or indirectly, a range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by him on November 15, 1941.

(2) Except in accordance with a written direction or authorization of the National Board, heretofore or hereafter given, no employer shall alter any term of employment including any rule, regulation or practice governing the working conditions of his employees, having the effect of, or for the purpose of increasing directly or indirectly, a range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by him on November 15, 1941.

### *Increases and Decreases to Individual Employees*

24. (1) An employer may, without a direction or authorization from the National Board, increase the wage rate paid to an employee

- (i) within the limits of the range of wage rates paid by the employer on November 15, 1941, or paid thereafter pursuant to a direction or authorization of the National Board, in respect of the job or position occupied by such employee or the occupational classification in which such employee is engaged; or
- (ii) upon the promotion of the employee from one job or position to another job or position or from one occupational classification to another occupational classification, if the increased wage rate is the single wage rate or is within the range of wage rates paid by the employer on November 15, 1941, or paid thereafter pursuant to a direction or authorization of the National Board, in respect of the job, position or occupational classification to which such employee is promoted.

(2) An employer may, without direction or authorization of the National War Labour Board, after consultation with an employee or his representatives, and subject to all other provisions of this Order, decrease the wage rate paid to an employee

- (i) within the limits of a range of wage rates paid by the employer on November 15, 1941, or paid thereafter pursuant to a direction or authorization of the National Board, in respect of the job or position occupied by such employee or the occupational classification in which such employee is engaged; or
- (ii) upon the demotion of the employee from one job or position to another job or position from one occupational classification to another occupational classification, if such decreased wage rate is the single wage rate or is within the range of wage rates paid by the employer on November 15, 1941, or paid thereafter pursuant to a direction or authorization of the National Board, in respect of the job, position or occupational classification to which such employee is demoted.

### *Powers of National Board*

25. If the National Board finds that a range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by an employer

on November 15, 1941, is low as compared with the ranges of wage rates or single wage rates, respectively, generally prevailing for the same or substantially similar jobs, positions or occupational classifications in the locality or in a locality which in the opinion of the Board is comparable, it may direct such increased range of wage rates or single wage rate to be paid as it finds fair and reasonable, having regard to all circumstances deemed by it, in its discretion, to be material.

26. The National Board may authorize or direct any employer,

- (i) to change a range of wage rates or a single wage rate calculated on an incentive basis or,
- (ii) to convert a range of wage rates or a single wage rate calculated on a time or commission basis to a range of wage rates or a single wage rate calculated on an incentive basis or to convert a range of wage rates or a single wage rate calculated on an incentive basis to a range of wage rates or a single wage rate calculated on a time or commission basis.

if, in the opinion of the Board, such conversion or change is fair and reasonable and is consistent with this Order, having regard to all the circumstances deemed by it, in its discretion, to be material.

27. The National Board may authorize or direct an employer to inaugurate the payment of a range of wage rates or a single wage rate in respect of a job or position or an occupational classification with respect to which the employer was not paying a range of wage rates or a single wage rate as part of the basic scale of wage rates paid by him on November 15, 1941, or in respect of jobs, positions or occupational classifications in any new establishment or site of operations in which operations are commenced by the employer after such date, if such range of wage rates or single wage rate is comparable with the ranges of wage rates or the single wage rate generally prevailing for the same or substantially similar jobs or positions or occupational classifications in the locality or in a locality which, in the opinion of the Board, is comparable.

28. The National Board may authorize or direct an employer to inaugurate the payment of a range of wage rates in respect of a job or position or occupational classification in respect of which such employer paid, on November 15, 1941, only a single wage rate, if such range of wage rates is comparable with the ranges of wage rates generally prevailing for the same or substantially similar jobs or positions or occupational classifications in the locality or in a locality which, in the opinion of such Board, is comparable.

29. The National Board may authorize or direct an employer to alter any term of employment including any rule, regulation or practice governing the working conditions of his employees having the effect of increasing, directly or indirectly, any range of wage rates or single wage rate forming part of the basic scale of wages rates paid by such employer on November 15, 1941, if, in the opinion of the Board, such change is fair and reasonable and is consistent with the principles of this Order, having regard to all the circumstances deemed by it, in its discretion, to be material.

30. If the National Board finds that a range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by an employer on November 15, 1941, is enhanced as compared with the ranges of wage rates or single wage rates generally prevailing for the same or substantially similar jobs or positions or occupational classifications in the locality or in a locality, which in the opinion of such Board is comparable, it may direct that the cost of living bonus hereinafter provided, shall be deferred in respect of employees

paid in accordance with such range of wage rates or such single wage rate for such period or adjusted to such amount as it finds fair and reasonable having regard to all the circumstances deemed by it, in its discretion, to be material.

#### *Relation to Order in Council P.C. 7679*

31 (1) An employer shall, notwithstanding anything contained in this Order, increase a range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by him on November 15, 1941, if required to do so pursuant to Order in Council P.C. 7679 of October 4, 1941.

(2) If Order in Council P.C. 7679 of October 4, 1941, ceases to be applicable in respect of an employer after November 15, 1941, the employer shall, unless otherwise directed or authorized by the National Board pursuant to this Order, restore the ranges of wage rates or single wage rate paid by him prior to such Order in Council becoming applicable to him, and which had been increased in accordance with it; and such ranges of wage rates or single wage rate so restored shall be deemed to form part of the basic scale of wage rates paid by him on November 15, 1941.

#### *Relation to Fair Wages and Hours of Labour Act, 1935*

32. (1) Any schedule of wage rates contained in labour conditions issued by the National Board pursuant to the provisions of the Fair Wages and Hours of Labour Act, 1935, may, if such Board deems it advisable so to do, in the place of establishing wage rates deemed by it to be fair minimum wage rates, establish ranges of wage rates deemed by it to be fair and may direct the payment of a cost of living bonus in addition to the wage rates established therein.

(2) If a range of wage rates or a single wage rate paid by an employer in respect of a job, position or occupational classification and forming part of the basic scale of wages rates paid by him on November 15, 1941, is lower than the fair minimum wage rate or range of fair wage rates required to be paid by him in accordance with a schedule of wage rates issued by the National Board pursuant to the Fair Wages and Hours of Labour Act, 1935, and this Order, in respect of such job, position or occupational classification, the employer shall increase such wage rates or single wage rate in accordance with such schedule but no employer shall by reason of any such schedule decrease any range of wage rates or single wage rate forming part of the basic scale of wage rates paid by him on November 15, 1941.

(3) The provisions of this Section shall authorize an employer to increase ranges of wage rates or single wage rates forming part of the basic scale of wage rates paid by him on November 15, 1941, only in respect of jobs, positions or occupational classifications in respect of which fair minimum wage rates or ranges of fair wage rates are established by a schedule of wage rates issued pursuant to the Fair Wages and Hours of Labour Act, 1935, and during the period such schedule is applicable thereto.

(4) The National Board may, if it deems it fair and reasonable so to do, authorize the payment by an employer of a wage rate in excess of the highest wage rate in any range of wage rates established in any schedule of wage rates issued by it pursuant to the Fair Wages and Hours of Labour Act, 1935, or direct the establishment of a range or ranges of wage rates in any schedule of wage rates heretofore or hereafter issued pursuant to the Fair Wages and Hours of Labour Act, 1935, which established only minimum fair wage rates or direct the payment of a cost of living bonus in addition to such wage rates.

### *Cost of Living Bonus*

33. (1) No employer shall increase or decrease a cost of living bonus or commence the payment of a cost of living bonus except pursuant to a general order or a direction or authorization of the National Board.

(2) Unless otherwise required by a direction of the National Board and subject to the provisions of Section 36 of this Order, every employer who is paying a cost of living bonus shall increase or decrease the amount thereof, and every employer who is not paying a cost of living bonus shall commence the payment thereof, if required to do so by a general order of the National Board.

### *General Order by National Board*

34. (1) The National Board shall, on or before the 15th day of February, May, August and November, respectively, in each year, by a general order, fix the amount of increase or decrease, if any, required to be made in cost of living bonuses being paid by employers, or the amount of a cost of living bonus, if any, to be paid by employers who are not, at the time of such order, paying cost of living bonuses, such increase or decrease or such payment to be made commencing with the first pay-roll period beginning on or after the date specified in such order.

(2) The amount of the increase or decrease, or the amount of the cost of living bonus to be paid, shall be calculated by the National Board for the purpose of such general order in the matter hereinafter set out in respect of the rise in the cost of living index number for the month prior to such order above the cost of living index number for the month of October, 1941.

(3) The National Board may direct any employer to pay a cost of living bonus calculated on the rise in the cost of living index number above the index number for such month prior to the month of October, 1941, as such Board finds fair and reasonable, but not, in any event, earlier than the effective date of the last general increase in wage rates paid by such employer and not earlier than August, 1939, whichever is the later.

(4) No general order shall be made under this Section by a Regional Board.

35. (1) A general order of the National Board shall state

(i) with respect to employers paying cost of living bonuses

(a) the amount of money per week by which cost of living bonuses paid to adult male employees, and to other employees employed at weekly wage rates of \$25 or more, are to be increased or decreased;

(b) the percentage of the weekly wage rates by which the cost of living bonuses paid to male employees under 21 years of age employed at weekly wage rates of less than \$25, and to female employees employed at weekly wage rates of less than \$25, shall be increased or decreased;

(ii) with respect to employers who are not paying cost of living bonuses

(a) the amount of money per week, if any, to be paid to all adult male employees and all other employees employed at weekly wage rates of \$25 or more;

(b) the percentage of the weekly wage rates, if any, to be paid to male employees under 21 years of age employed at weekly wage rates of less than \$25 and to female workers employed at weekly wage rates of less than \$25.

(2) A general order by the National Board may be published by way of advertisement in any newspaper or newspapers selected by it, and any advertisement in any newspaper purporting to contain such a general order and purporting to be inserted by the Chairman of the National Board shall be evidence of the making by the National Board of any general order therein set out.

36. (1) Notwithstanding any general order of the National Board no employer shall increase a cost of living bonus being paid by him if it is in excess of a cost of living bonus properly calculated in accordance with the provisions of this Order.

(2) A cost of living bonus shall be deemed to be in excess of a cost of living bonus properly calculated in accordance with the provisions of this Order if it is in excess of a cost of living bonus calculated in accordance with the provisions of Section forty-eight of this Order, in respect of the rise in the cost of living index number for the month prior to such general order above the cost of living index number for the month preceding the month in which the last general increase in wage rates paid by the employer was made effective, or for the month of August, 1939, whichever is the later.

#### *General Provisions Relating to Payment of Cost of Living Bonus*

37. (1) For the purposes of calculating any cost of living bonus, "weekly wage rate" means in respect of a wage rate calculated on a basis of time worked, such wage rate calculated with respect to a period of a week on the normal number of working hours in such week, not including overtime, and in respect of any wage rate paid on any other basis, the average earnings of an employee in respect of work performed during the normal number of working hours in a week, not including overtime.

(2) "Overtime" in this Section and in Section 38 means the hours worked in any day in excess of the normal number of working hours in the ordinary working day established by agreement or by practice on November 15, 1941, or expressly extended on or after such date, whether or not a premium is paid in respect of work performed in such hours.

(3) Where an employer provides board or shelter or both to his employees without charge, the value of such board or shelter or both shall be included in computing the "weekly wage rate" paid to such employees.

(4) In determining the value of food or shelter or either furnished to any employee by any employer for the purposes of this Order, the following values shall be used:—

	Per Week	Per Month
Food and Shelter.....	\$6 00	\$26 00
Food only.....	4 50	19 50
Shelter only.....	1 50	6 50
Individual meals or shelter for one night	25 each	

provided that if the employer has computed the value of such food or shelter for the purposes of the National Defence Tax by some other method and such other method of computation has been accepted by the Department of National Revenue, such other method of computation may be used for the purposes of this Order.

38. (1) No cost of living bonus shall be paid to an employee under this Order in respect of work performed or wages earned during overtime.

(2) Where an employee works less than the normal number of working hours in a week, not including overtime, the cost of living bonus paid to him in respect of such week shall be that proportion of the cost of living bonus payable with respect to the whole of such week which the number of hours, not including overtime, he actually worked, is to the normal number of working hours in the week.

(3) The National Board may with respect to any employer or any employee or any class of employers or employees direct that the cost of living bonus shall be converted into an hourly rate calculated with reference to the normal number of working hours of the employees concerned in each week, exclusive of overtime, provided that such hourly rate of bonus so calculated shall be paid only with respect to each such normal working hour actually worked and shall not be paid with respect to overtime.

(4) No direction shall be made under subsection (3) of this Section by a Regional Board.

39. A cost of living bonus shall be paid at the same time as wages payable in respect of any pay period unless it is agreed between the employer and employee that it shall be paid at some other time but not, in any event, less frequently than once in each month.

40. An employer who is required pursuant to this Order to pay a cost of living bonus to an employee shall not by reason thereof reduce the wage rate paid to such employee.

41. A cost of living bonus shall be paid to an employee in respect of a period during which the employee is on leave of absence or off duty with pay except a period of leave of absence due to occupational disability covered by a Workmen's Compensation Act or a period of leave of absence with respect to military training or service.

42. Where an employer engages an employee in a job, position or occupational classification, with respect to which such employer is paying a cost of living bonus, such employer shall pay to such employee such cost of living bonus.

#### *Directions or Authorizations by National Board as to Bonus*

43. If the National Board finds that an employer is financially unable to pay the whole or any part of a cost of living bonus payable under this Order, the Board may by a direction exempt the employer from the payment in whole or in part of such cost of living bonus on such terms and conditions as in the opinion of such Board, are fair and reasonable.

44. Where an employer is paying a cost of living bonus to some of his employees and is not paying a cost of living bonus, or is paying a cost of living bonus of a different amount, to his other employees, the National Board may direct or authorize him to pay a cost of living bonus or to increase or decrease the amount of the cost of living bonus being paid to such other employees in order equitably to adjust the amounts of such cost of living bonuses in such manner as the Board deems fair and reasonable; provided that the amount of any cost of living bonus shall not, pursuant to this action, be increased in excess of a cost of living bonus properly calculated in accordance with the provisions of the Order as defined in Section thirty-six.

45. The National Board may direct or authorize any employer who has been authorized or directed to inaugurate the payment of a range of wage rates or a single wage rate, to pay a cost of living bonus supplementary thereto in such amount as the Board, having regard to the cost of living bonuses being paid by other employers pursuant to any general order of the Board, deems fair and reasonable.

46. (1) The National Board may, with respect to any employer or employee, or any class of employers or employees, direct that any increase or decrease in a cost of living bonus or that the commencement of the payment thereof be made at a time and in respect of intervals other than those specified in Section 34.

(2) No direction may be made under this Section by a Regional Board.

#### *Relation of Bonus to P.C. 7679*

47. (1) Where, under the provisions of this Order, a cost of living bonus calculated on a percentage of the weekly wage rate is payable to any employee whose weekly wage rate has been increased in accordance with Order in Council P.C. 7679 of October 4, 1941, the weekly wage rate on which such cost of living bonus shall be calculated shall be such increased wage rate.

(2) Any part of a cost of living bonus paid in respect of the rise in the cost of living index number for the month of June, 1941, above the cost of living index number for any month earlier than June, 1941, may, for the purpose of the provisions of Order in Council P.C. 7679 of October 4, 1941, be deemed to form a part of the wage rate paid to an employee.

#### *Calculation of Bonus by National Board*

48. The National Board shall, for the purposes of a general order, calculate the increase or decrease in the cost of living bonus, if any, to be made by employers who are paying cost of living bonuses, or the amount of the cost of living bonus, if any, to be paid by employers who are not paying cost of living bonuses in respect of the increase or decrease in the cost of living, as measured by the cost of living index for the Dominion as a whole prepared by the Dominion Bureau of Statistics, for the month preceding the month of such order in the following manner:

- (i) the rise or fall in the index shall be measured in points to the nearest one-tenth of one point after the index has been adjusted to the base of 100·0 for August, 1939;
- (ii) the increase or decrease shall be calculated from the cost of living index number for the month of October, 1941, namely, the adjusted index number of 114·6;
- (iii) for each rise of one point in the index, the amount of the bonus or the increase in the amount of the bonus, as the case may be, and for each fall of one point in the index the decrease in the amount of the bonus shall be
  - (a) 25 cents per week for all adult male employees and for all other employees employed at weekly wage rates of \$25 or more, and
  - (b) one per cent of the basic weekly wage rates for male employees under 21 years of age employed at weekly wage rates of less than \$25 and for female employees employed at weekly wage rates of less than \$25;

- (iv) the amount of the bonus shall not be changed unless the cost of living index number has changed one whole point or more since the last general order of the Board requiring an increase or decrease in the amount thereof.
49. The National Board shall, for the purpose of any direction or authorization to any employer with respect to the payment of a cost of living bonus, calculate the bonus, in the manner set out in paragraphs (iii) and (iv) of Section 48, with respect to the rise in the cost of living index number in respect of which the last general order of the National Board requiring any increase or decrease in the cost of living bonus was calculated, above the cost of living index number for such earlier month as may, under the provisions of this Order, be used by such Board in such case, and may provide in such direction or authorization that increases or decreases in the cost of living bonus required to be paid pursuant thereto, shall be made thereafter in accordance with general orders of the National Board.

#### ANCILLARY PROVISIONS

##### *Power to Determine Questions*

50. The National Board may, for the purposes of this Order, determine
- (i) whether an employer was, on November 15, 1941, paying a range of wage rates in respect of any job, position or occupational classification and the limits thereof;
  - (ii) whether a range of wage rates or a single wage rate paid by an employer in respect of a job, position or occupational classification forms part of the basic scale of wage rates paid by the employer on November 15, 1941;
  - (iii) whether the payment of any wage rate by an employer to an employee constitutes an increase or a decrease in the range of wage rates or single wage rate paid in respect of the job, position or occupational classification in which such employee is engaged;
  - (iv) whether a range of wage rates or a single wage rate is calculated on a time or commission basis or on an incentive basis;
  - (v) whether the payment of any wage rate by an employer constitutes the inauguration by such employer of the payment of a range of wage rates or a single wage rate not forming part of the basic scale of wage rates paid by such employer on November 15, 1941;
  - (vi) whether a rule, regulation or practice followed by an employer is a rule, regulation or practice governing the working conditions of his employees and whether a change in any such rule, regulation or practice directly or indirectly increases or decreases a range of wage rates or a single wage rate paid by such employer;
  - (vii) whether an employer is required to pay a cost of living bonus pursuant to this Order;
  - (viii) the amount, if any of a cost of living bonus which an employer is required to pay pursuant to this Order;
  - (ix) whether any increase in the wage rates paid by an employer is a general increase in wage rates;

and any such determination shall be final and conclusive.

##### *Decisions Final and Conclusive*

51. Any authorization, declaration, finding, direction or order of the National Board authorized to be made by this Order shall be final and conclusive.

## *Offences and Penalties*

52. (1) Any employer, or officer or agent thereof, who contravenes or fails or omits to observe any of the provisions of this Order, or of any authorization, declaration, direction, order or determination of any War Labour Board given or made pursuant to this Order, shall be guilty of an offence and liable on summary conviction to a fine of not less than one hundred dollars (\$100) and not more than five thousand dollars (\$5,000).

(2) Each payment of wages or of a cost of living bonus in accordance with a wage rate or a cost of living bonus paid in contravention of any of the provisions of this Order, or of any authorization, declaration, direction, order or determination of any War Labour Board given or made pursuant to this Order, shall constitute a separate offence.

(3) In any prosecution under this Order, the burden of proof that the payment of any wages, or of any cost of living bonus or other bonus of any kind whatsoever to any employee, is not in contravention of the provisions of this Order or is not in contravention of, or is made pursuant to any authorization, declaration, direction, order or determination of a War Labour Board given or made pursuant to this Order shall be upon the accused.

53. Any employer who discharges or who threatens to discharge, or in any way discriminates against an employee who

- (a) furnishes information in any application or investigation made under the provisions of this Order;
- (b) has given any information to a War Labour Board regarding the wages payable to such employee or any other employee of his employer;
- (c) has initiated or taken part in any application under this Order to any War Labour Board;

shall be guilty of an offence and shall be liable on summary conviction to a fine of not less than one hundred dollars (\$100) nor more than five thousand dollars (\$5,000); provided that it shall be a good defence to any prosecution under this Section if it is proven that the discharge or threat of discharge of or alleged discrimination against any employee was done in good faith and not by reason of any act or conduct of the employee described in paragraphs (a), (b), or (c) of this Section.

54. Any person who does any act calculated or intended to interfere with the continuation of operations or production by any employer for the purpose of requiring such employer to do any act in contravention of the provisions of this Order or of any direction of a War Labour Board made pursuant to this Order shall be guilty of an offence and liable upon summary conviction to a fine of not less than fifty dollars (\$50) and not more than one thousand dollars (\$1,000).

55. (1) No prosecution shall be commenced under this Order except with the consent in writing of the National Board, provided that such consent shall be sufficient if the name of the accused is set out therein, and if it indicates that the National Board has consented to the prosecution of such person under this Order.

(2) No consent shall be given to any prosecution under this Order by a Regional Board.

56. The Minister of National Revenue shall disallow as an abnormal expense pursuant to Section 8 (b) of the Excess Profits Tax Act, Chapter 32 of the Statutes of 1940, and subsection (2) of Section 6 of the Income

War Tax Act, the amount of any wages or bonus payments found to have been paid or certified to him by the National Board as having been paid in contravention of any of the provisions of this Order.

### *General*

57. Where it is provided in this Order that any declaration, order or determination, may be made or any authorization given, an application may be made by an employer or by or on behalf of an employee for the making or giving thereof.

58. (1) Where any power is conferred under this Order to make any declaration, direction, order or determination or to give any authorization, the power shall be construed as including a power exercisable in the like manner and subject to the like consent and conditions, if any, to rescind, revoke, amend or vary the declaration, direction, order or determination or the authorization and to make others.

(2) Any direction or order made, or any authorization given by a War Labour Board pursuant to this Order may be made or given subject to such terms or conditions as such War Labour Board deems reasonable.

59. Any letter or other document purporting to contain or to be a copy of any by-law, declaration, finding, direction, authorization, order, determination or consent of the National Board, or of any Regional Board, and purporting to be signed by the Chairman of any such Board, or by the Secretary or Chief Executive Officer of the National Board or Chief Executive Officer of a Regional Board, shall be evidence of the by-law, declaration, finding, direction, authorization, order, determination or consent therein contained or of which it purports to be a copy.

60. Notwithstanding anything contained in this Order, any employer who, prior to November 15, 1941, paid to his employees any voluntary periodical bonus other than a cost of living bonus, may continue or discontinue the payment of such bonus, provided that, if payment thereof is continued, the rate of payment shall not exceed the rate established by practice for the year ending on November 15, 1941, but no employer shall inaugurate the payment of any such bonus after such date.

61. Except with respect to changes in ranges of wage rates or single wage rates forming part of the basic scales of wage rates, and to cost of living bonuses paid by employers engaged in the construction industry to their employees in such industry, the provisions of this Order shall not affect the conduct of the National Joint Conference Board of the Construction Industry.

62. (1) If the National Board finds that any range of wage rates or single wage rate forming part of an employee's basic scale of wage rates paid on November 15, 1941, was established pursuant to any collective agreement or recognized practice in accordance with a range of wage rates or a single wage rate paid to similar employees in comparable employment outside of Canada, the Board may, in its sole discretion, direct that such range of wage rates or such wage rates be increased in accordance with any increase in the range of wage rates or single wage rate in such comparable employment outside of Canada.

(2) In any such case, if the Board directs that a range of wage rates or a wage rate be increased, no cost of living bonus shall be paid to any employee to whom any such increased wage rate is paid.

(3) Any range of wage rates or single wage rate so increased shall not be taken into consideration in determining ranges of wage rates or single wage rates generally prevailing for any of the purposes of this Order.

(4) No direction shall be made under this Section by any Regional Board.

63. (1) Any provision of any collective labour agreement which is inconsistent with the provisions of this Order shall be forthwith brought into conformity with this Order.

(2) Notwithstanding any provision of any collective agreement with respect to working conditions, directly or indirectly affecting wages, either party to any such agreement may apply to the National Board for the revision or suspension of any such conditions and the Board may direct a revision or suspension thereof not inconsistent with the provisions of this Order as it may deem advisable.

(3) The National Board shall maintain a record of all such modifications and suspensions of which notification is given to it.

64. This Order shall supersede any inconsistent provisions of any Dominion or Provincial law, order or regulation but nothing in this Order shall deny to employees cost of living bonuses or other benefits to which they were entitled on November 15, 1941.

#### Order in Council establishing Commission re continuous operations of British Columbia shipyards

P.C. 5964

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 13th July, 1942.*

The Committee of the Privy Council have had before them a report, dated 9th July, 1942, from the Minister of Labour, referring to Order in Council P.C. 3636 of May 1, 1942, directing the operation during seven days per week of the shipyards in the Province of British Columbia for the duration of the war, subject to the condition that each employee shall work only six shifts per week, thus having one day's rest in seven; and also to Order in Council P.C. 5480 of June 25, 1942, as amended by Order in Council P.C. 5650 of June 30, 1942, amplifying the foregoing Order.

The Minister states that subsequently a substitute plan reducing the number of work days from seven to six per week was submitted to him by a deputation representing the shipyard workers and was discussed at meetings held in the Department of Labour, and that as a result of these discussions it was agreed that the plan set out in said Orders in Council would be put into full effect for at least thirty days and that in the meantime the representations of the shipyard employees as to the substitute plan would be given careful consideration.

The Minister, therefore, recommends that a Commission under Part I of The Inquiries Act be appointed for the following purposes:—

1. To examine into the operation of the plan of continuous operation now in effect and to give due consideration to the substitute plan submitted by the deputation.

2. To inquire into any factors now impeding production in the shipyards of British Columbia and as to the most effective means of securing maximum production in such shipyards.

3. To report on the foregoing.

The Minister further recommends that the aforementioned Commission be composed of a Chairman and four other members equally representative of the employers and employees affected, and, an opportunity having been afforded to the employers and to the employees of nominating persons for appointment to the Commission on their behalf, that pursuant to the foregoing the following shall be the members of the Commission:—

The Honourable Stephen Ellswood Richards, Chairman.  
Mr. Don. Serviss, Vancouver, representing employers.  
Mr. Hugh Lewis, Vancouver, representing employers.  
Mr. Chris. Pritchard, Vancouver, representing employees.  
Mr. A. A. McAuslane, Vancouver, representing employees.

The Committee concur in the foregoing recommendations and submit the same for approval.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Commodity Prices Stabilization Corporation  
Limited to guarantee repayments of loans *re* purchase of coal**

P.C. 5998

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 10th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 9870 of the 17th day of December, 1941, as amended by Order in Council P.C. 5863 of the 7th day of July, 1942, Commodity Prices Stabilization Corporation, Ltd., is empowered, subject to the approval of the Governor in Council and to the extent expressed in such approval, to guarantee repayment of any loan made by any person, firm or corporation to any other person, firm or corporation or payment of any promissory note discounted by any person, firm or corporation for any other person, firm or corporation;

And whereas the Minister of Finance reports that he has received representations from the Wartime Prices and Trade Board to the effect that it is in the national interest that the purchase by consumers of coal in the summer months of 1942 be facilitated by means of such Corporation guaranteeing, on the terms and conditions hereinafter set forth, payment of promissory notes made to secure the purchase price of coal, coke or briquettes;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act and otherwise, is pleased to approve and doth hereby approve the exercise by Commodity Prices Stabilization Corporation, Ltd., of its power to guarantee from time to time the payment of any promissory note made to secure the purchase price of any coal, coke or briquettes and discounted by any person, firm or corporation for any other person, firm or corporation, provided that

- (a) any such guarantee given by such Corporation shall be upon the terms and conditions set forth in the draft form of guarantee hereto annexed, subject to such changes therein as the Minister may from time to time deem proper and

- (b) the aggregate sum of money involved in all such guarantees given by such Corporation shall not exceed the sum of Five Million Dollars (\$5,000,000) without the further approval of the Governor in Council.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

DRAFT FORM OF GUARANTEE

For valuable consideration received, Commodity Prices Stabilization Corporation Ltd. (hereinafter referred to as "the corporation") hereby guarantees to ..... (hereinafter referred to as "the bank") payment of all promissory notes for the purchase of coal, coke or briquettes for summer stocking (hereinafter referred to as "notes"), given by consumer purchasers of any such fuel to dealers therein and discounted by the bank, provided that each note in order to be eligible for guarantee must be

- (1) made by a consumer purchaser of coal, coke or briquettes and payable to a dealer therein in payment of any such fuel and does not exceed \$250 and is not less than \$50 in amount including interest at the basic rate of 6·2 per cent per annum (if more than one note is taken to cover a transaction where payment is not being made in equal monthly instalments, the series of notes shall be regarded as one note in the computation of the maximum and minimum amounts referred to);
- (2) dated not later than September 15, 1942, and discounted by the bank not later than September 30, 1942, for the vendor of such fuel who has endorsed such note and
- (3) payable by regular or irregular instalments the last of which, or in one amount which, shall be payable not later than May 15, 1943, plus days of grace.

The liability of the corporation hereunder is limited to an amount equal to 20 per cent of the aggregate amount of such notes discounted by the bank.

The corporation will pay on each unpaid note interest to the date of payment at the rate of  $3\frac{1}{2}$  per cent per annum from the date of maturity of each unpaid instalment or from the date of the maturity of the note if payable in one amount.

Payment under this guarantee will be made by the corporation as of December 31, 1943, in respect of such notes as are unpaid on that date. If requested, the bank will assign to the corporation all rights and privileges of the bank in respect of such notes or, if requested, the bank will act as collection agent for the corporation in respect of such unpaid notes and will pay to the corporation every month thereafter such net amounts as the bank may have collected.

After default by the maker of any such promissory note has occurred, the bank shall use due diligence short of legal proceedings to effect collection from such maker and endorser, and for the purpose of effecting collection it may take any steps whether by way of legal proceedings or otherwise without in any way invalidating the guarantee or discharging it to any extent.

**Order in Council establishing regulations respecting employment of persons engaged in loading and unloading of ships**

P.C. 6004

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 13th day of July, 1942.

**PRESENT:**

**HIS EXCELLENCY  
THE GOVERNOR GENERAL IN COUNCIL:**

Whereas the Minister of Labour reports that it is desirable in the interests of public safety and the protection of property that the employment of persons engaged in the loading and unloading of ships should be carefully controlled for the duration of the war and that no such provision has been made at certain ports;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to make the following regulations and they are hereby made and established accordingly.

**REGULATIONS**

1. The Minister of Labour shall have power to issue orders prescribing a system of work permits for the employment of persons in the loading and unloading of ships at any port he may designate and to make such arrangements as he deems necessary for the issuance and revocation of such permits. Such orders shall become effective upon publication in the *Canada Gazette*.
2. The Unemployment Insurance Commission, the Director of National Selective Service and the Royal Canadian Mounted Police shall furnish such assistance as the Minister of Labour may require in the establishment and administration of any such system of work permits.
3. The official designated by the Minister of Labour to supervise the establishment and administration of such system of work permits at any port shall, if practicable, arrange for the appointment of a joint committee representative of the employers and employees concerned to advise him about the establishment and administration of such system.
4. Any person who contravenes or fails to comply with any provision of any order made under authority of these regulations shall be guilty of an offence and liable upon indictment or summary conviction to imprisonment for a term not exceeding twelve months with or without hard labour, or to a fine not exceeding \$500 or to both such imprisonment and such fine.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council authorizing remedial treatment under P.C. 2291 of 23rd  
March, 1942, to apply to volunteers for active service in  
Naval Forces of Canada

P.C. 6005

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 13th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 2291, dated 23rd March, 1942, regulations were made and established whereby men or women who volunteer for active service in the Canadian Army, and have not been accepted due to their physical condition which requires more extensive remedial treatment than is now, or may be, provided by the Army, and which condition is deemed by competent medical authority sufficiently mendable to permit within a reasonable length of time their being placed in a medical category in which they would be acceptable for active service, may be furnished with such remedial treatment by the Department of Pensions and National Health under the conditions as recited in the said Order in Council P.C. 2291, dated 23rd March, 1942;

And whereas the same considerations exist with respect to men and women who volunteer for active service in the Naval Forces of Canada, and who are not accepted due to their physical condition, and it is deemed expedient that the regulations made and established by the Order in Council aforesaid be extended so as to apply to such men and women;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National Defence for Naval Services, concurred in by the Minister of Pensions and National Health, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and notwithstanding the provisions of any other Statute, Regulation or Order, is pleased to order and doth hereby order that the regulations made and established by said Order in Council P.C. 2291, dated 23rd March, 1942, shall apply to men and women who have volunteered or who may in the future volunteer for active service in the Naval Forces of Canada, and who have not been and will not be accepted due to their physical condition, in the same manner and to the same extent as they now apply to men and women who have volunteered or who may in the future volunteer for service in active units and formations of the Canadian Army and who have been and will be rejected for service on account of physical disability of various kinds and that the said regulations shall apply accordingly *mutatis mutandis*.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting export of hog, cattle and horse hair, etc., and cotton, raw and unmanufactured except under permit**

*Canada Gazette (Extra), July 17, 1942*

P.C. 6008

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 13th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Prices and Trade Board has recommended that the exportation of animal hair, deemed useful in the production of Canadian military and civilian requirements, be similarly prohibited;

And whereas it is deemed desirable that the export of raw cotton be also prohibited;

Therefore His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206 Revised Statutes of Canada, 1927) is pleased to order as follows—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

Group 2—*Animals and Animal Products:*

Hog, cattle and horse hair, n.o.p.: other animal hair, n.o.p.

Group 3—*Fibres, Textiles and Textile Products:*

Cotton, raw and unmanufactured.

2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.

3. This Order shall come into force and have effect on and after the sixteenth day of July, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council amending regulations respecting speed of motor vehicles

*Canada Gazette, October 3, 1942*

P.C. 6012

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 13th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 2800 of the 10th day of April, 1942, regulations were made respecting the speed of motor vehicles;

And whereas the Minister of Munitions and Supply reports that such regulations were amended by Order in Council P.C. 3590 of the 30th day of April, 1942;

That for the purpose of testing motor vehicles manufactured or repaired for the armed forces, it is necessary to drive them at a rate of speed greater than forty miles per hour; and

That it is deemed advisable further to amend such regulations as hereinafter provided.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and under the authority of the Department of Munitions and Supply Act and the War Measures Act, is pleased to amend the regulations respecting the speed of motor vehicles established by Order in Council P.C. 2800, of April 10, 1942, as amended by Order in Council P.C. 3590 of April 30, 1942, and they are hereby further amended by revoking regulation 3 thereof and substituting the following therefor,—

“3. No person shall drive a motor vehicle on a highway at a rate of speed greater than forty miles per hour save and except that a member of the armed forces of His Majesty, or of any power allied or associated with His Majesty in the conduct of the present war, or a member of a fire brigade, or of a police force or of an air raid protection unit or a driver of an ambulance shall not be convicted of an offence if he establishes that his duty required him to drive at a speed in excess of forty miles per hour and that a person engaged in the manufacture or repair of motor vehicles shall not be convicted of an offence if he establishes that on the occasion of the alleged offence a motor vehicle manufactured or repaired for the Armed Forces of His Majesty or of any power allied or associated with His Majesty in the conduct of the present war was being tested and that it was necessary for the purposes of such test to drive such motor vehicle at a speed in excess of forty miles per hour.”

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council exempting imports of tungsten-bearing ores and ferro-tungsten from various taxes

P.C. 6037

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 13th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that imports of tungsten bearing ores from any country are exempt from duties of customs;

That imports of ferro-tungsten for use as an alloy in the manufacture of steel or iron are admitted duty free under the British Preferential Tariff but a customs duty of 5 per cent ad valorem applies when such imports are subject to Intermediate or General Tariff treatment;

That the 10 per cent war exchange tax applies to imports of tungsten bearing ores and ferro-tungsten from countries the products of which are subject to Intermediate or General Tariff treatment;

That the 3 per cent special excise tax applies to imports of tungsten bearing ores and ferro-tungsten from countries the products of which are subject to General Tariff treatment;

That it is now necessary for Canada to import tungsten bearing ores from any available source of supply; and

That the National interest would be best served in the present emergency by exempting imports of tungsten bearing ores and ferro-tungsten from customs duty, war exchange tax and special excise tax, regardless of the country of origin.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered that imports of tungsten bearing ores and ferro-tungsten be accorded the tariff treatment hereunder indicated, effective May 15, 1942.

Tungsten bearing ores and ferro-tungsten....

British Preferential Tariff Free	Inter- mediate Tariff Free	General Tariff Free
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(To be designated as Tariff Item 842.)

and that imports of the foregoing be exempt from the war exchange tax of 10 per cent ad valorem and the 3 per cent special excise tax, effective May 15, 1942.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

Order in Council amending National Registration Regulations 1940

*Canada Gazette (Extra), July 14, 1942*

P.C. 6045

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 14th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and the National Resources Mobilization Act, 1940, Chapter 13 of the Statutes of Canada, 1940, is pleased to amend the National Registration Regulations, 1940 (established by Order in Council P.C. 3156 of 12th July, 1940) as amended, and they are further amended as follows:—

1. (A) Section one is amended by adding the following paragraphs thereto:  
“(l) ‘Minister’ means The Minister of Labour.

“(m) ‘person resident in Canada’ includes any person in Canada who has been in Canada for a continuous period of more than six weeks.”

(B) Section one is further amended by adding the following thereto as subsection two thereof:

“(2) These Regulations may be cited as The National Registration Regulations, 1940.”

2. Section five is repealed and the following substituted therefore:

“5. A central registry shall be maintained in the Department of Labour at the City of Ottawa under the charge and direction of the Chief Registrar for Canada.”

3. (A) The word “Minister” is substituted for the words “Minister of National War Services” wherever they appear in the said Regulations.

(B) The words “Chief Registrar for Canada” are substituted for the words “Dominion Statistician” wherever they appear in the said Regulations.

4. Section ten is amended by adding the following thereto as subsection two thereof:

“(2) No Postmaster shall issue a certificate of Registration to any person who was, during the registration period, exempt from registration under paragraph (b) of subsection one of Section four of these Regulations, until such person produces satisfactory evidence of his discharge from the Naval, Military or Air Forces of Canada.”

5. Subsections three and four of Section twelve are repealed and the following substituted therefor:

“(3) Any person registered under these Regulations whose registration certificate has been lost or destroyed, worn out or defaced, shall, on application at any Post Office in Canada, be furnished with a form of affidavit (to be supplied to the Post Office Department by the Department of Labour) to be completed by the registrant as hereinafter provided and forwarded by post to the Chief Registrar for Canada at Ottawa

whereupon a duplicate registration certificate may be issued to such registrant by the Chief Registrar for Canada which duplicate shall take the place and serve the purposes of the original registration certificate.

- (4) Any such affidavit may be taken by persons authorized by law to take affidavits and in addition by such employees of the post office as may be nominated by the Postmaster General for the purpose and by such other persons as may be nominated by the Chief Registrar for Canada for the purpose and employees or persons so nominated are hereby authorized to administer oaths in the manner required by law; provided, however, that the authority hereby conferred shall be restricted to the taking of the affidavits hereinbefore mentioned.
- (5) Upon being satisfied that any such affidavit has been satisfactorily completed and has been forwarded to the Chief Registrar for Canada at Ottawa, the Postmaster shall issue to the registrant who has so completed it a temporary certificate showing that such registrant has applied for a new certificate and such temporary certificate shall take the place and serve the purpose of his original registration certificate for the period of fourteen days following the date appearing thereon."

6. Section seventeen is amended by adding the following thereto as subsection three thereof:

"(3) Postmasters performing the duties and functions of Deputy Registrars for the purposes of registrations under Section 10 of these Regulations shall forward the registration cards to the Chief Registrar for Canada at Ottawa."

7. The following Section is inserted between Sections seventeen and eighteen of the said Regulations:

"17A. (1) Upon a registrant becoming a member of one of His Majesty's Naval, Military or Air Forces of Canada, other than a reserve unit or formation, he shall immediately deliver up his registration certificate to the officer or other person designated for the purpose by the proper authorities of such force; and the person to whom such certificate is so delivered shall thereupon forward it to the Chief Registrar for Canada at Ottawa.

(2) If any registrant upon becoming a member of one of His Majesty's Military, Naval or Air Forces of Canada fails to deliver up his registration certificate pursuant to subsection one of this Section, the officer or other person to whom he was required to deliver it shall immediately notify the Chief Registrar for Canada that such registrant has become a member of such force and shall notify the Chief Registrar for Canada of such registrant's name, age and address and if possible, the electoral district or province in which such registrant obtained his registration certificate.

(3) Upon any person being discharged from one of His Majesty's Naval, Military or Air Forces of Canada, the proper officer of the Force from which he is discharged shall thereupon notify the Chief Registrar for Canada of such discharge.

(4) If any registrant who has delivered up his registration certificate pursuant to the provisions of the subsection one of this Section is discharged from the Naval, Military or Air Forces of Canada, the Chief Registrar for Canada shall, upon demand, return his registration certificate to him or issue to him a duplicate registration certificate, which duplicate shall take the place and serve the purpose of the original registration certificate."

8. Section twenty is repealed and the following substituted therefor:

- (1) Every person required by these Regulations to register during the registration period, who, without lawful excuse, the proof of which shall lie upon him, omits, neglects or fails to register during such registration period, and every person required by these Regulations to register after the registration period who, without lawful excuse, the proof of which shall lie upon him, omits, neglects or fails to register in the manner hereinbefore provided within the time limited therefor, shall be guilty of an offence, and shall be liable to a fine not exceeding two hundred dollars, or to imprisonment for a term not exceeding three months or to both such fine and such imprisonment, and, moreover, to a further penalty not exceeding ten dollars for each day, after the day upon which he should have registered, during which he shall continue to be unregistered.
- (2) Every person who—  
(a) is required by these Regulations to register during the registration period and, without lawful excuse, the proof of which shall lie upon him, has omitted, neglected or failed to register during such registration period, or  
(b) is required by these regulations to register after the registration period and, without lawful excuse, the proof of which shall lie upon him has omitted, neglected or failed to register in the manner hereinbefore provided within the time limited therefor,  
and who has failed to register pursuant to the provisions of subsection three of Section four of these Regulations shall be guilty of an offence and shall be liable to a fine not exceeding \$200, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, and moreover to a penalty not exceeding \$10 for each day after the day upon which he should have registered, during which he shall continue to be unregistered.
- (3) Any person to whom a registration certificate has not been issued shall be deemed to be unregistered, and the burden of proving registration shall lie with the person who alleges it."

9. Section twenty-one is repealed and the following substituted therefor:

- "21. (1) Every registrant shall at all times carry his registration certificate upon his person and shall produce it for inspection upon reasonable demand to any peace officer, police officer or constable or to any other person designated for the purpose by the Minister, the Chief Registrar for Canada, or the Attorney-General of any province of Canada.  
(2) Any peace officer, police officer or constable or any other person designated for the purpose by the Minister, and Chief Registrar for Canada or the Attorney General of any province of Canada, may at any reasonable time and any reasonable place require any person to produce his registration certificate.  
(3) Any person required to produce his registration certificate pursuant to the provisions of this Section who, without lawful reason or excuse, the proof of which shall lie upon him, refuses, neglects or fails to so produce his registration certificate, shall be guilty of an offence and liable to a fine not exceeding \$20, and may be taken immediately before a justice of the peace to be dealt with according to law.  
(4) Any person may at any time after the registration period be accosted by any peace officer, police officer or constable or by any other person designated for the purpose by the Minister, the Chief Registrar for Canada or the Attorney-General of any province of Canada, and

questioned as to whether or not he is registered; it shall be the duty of any person so accosted to answer truthfully all relevant questions put to him concerning his registration, and if he answers untruthfully or evasively, or if the officer questioning shall have reasonable ground to believe that his answers are untruthful or evasive, the officer may detain such person and take him before a justice of the peace to be dealt with according to law."

10. The following Section is inserted between Sections twenty-three and twenty-four of the said Regulations:

"23A. If any person, having registered pursuant to the provisions of these Regulations registers again either under the same name or a different name, he shall be guilty of an offence and liable to a fine not exceeding \$200 and not less than \$50, or to imprisonment for a term not less than three months, or to both such fine and such imprisonment."

11. Sections twenty-four A and twenty-four B are repealed and the following substituted therefor:

"24A. Every person who—

- (a) without lawful authority or excuse, the proof of which shall lie upon him, prints or makes a registration certificate, a blank form of registration certificate or a document purporting to be a registration certificate or blank form of registration certificates, or
  - (b) sells or offers to sell a registration certificate, a blank form of registration certificate or document purporting to be a registration certificate or blank form of registration certificate, or
  - (c) without lawful reason or excuse, the proof of which shall lie upon him, parts with the possession of a registration certificate, a blank form of registration certificate or a document purporting to be a registration certificate or blank form of registration certificate, or
  - (d) without lawful reason or excuse, the proof of which shall lie upon him, alters any registration certificate in any material part, either by erasure, obliteration, removal or otherwise, or makes any material addition to any registration certificate, or
  - (e) without lawful reason or excuse, the proof of which shall lie upon him, has in his possession or under his control
    - (i) a registration certificate or document purporting to be a registration certificate, which registration certificate or document was not lawfully issued to him pursuant to these Regulations, or
    - (ii) a blank form of registration certificate or printed paper purporting to be a blank form of registration certificate
- shall be guilty of an offence and liable upon summary conviction or upon indictment to a fine not exceeding \$500 and not less than \$50, or to a term of imprisonment not exceeding three years and not less than three months, or to both such fine and such imprisonment."

12. Section twenty-seven is amended by adding the following thereto as subsection four thereof:

"(4) Every male registrant who is or has been at any time subsequent to the first day of September, 1939, ordinarily resident in Canada, and who was on the 15th day of July, 1940, married or a widower with child or children, and who thereafter, while he is of the ages of 21 to 45 years inclusive, ceases to be married or a widower with child or children, shall within fourteen days of such change of status notify the Chief Registrar for Canada thereof."

13. Section twenty-eight is repealed and the following substituted therefor:

“28. (1) For the purpose of carrying into effect the provisions of these Regulations or supplying any deficiency therein, the Minister may issue such directions not inconsistent therewith as may be deemed necessary to give effect to these Regulations according to their true intent and purpose and any such direction shall have the same force and effect as if enacted in these Regulations.

(2) Without restricting the generality of subsection one of this Section and notwithstanding anything contained in any other of these Regulations, the Minister may direct that the registration of any special class or classes of persons shall be taken otherwise than in accordance with these Regulations and shall prescribe such procedure as he deems advisable for such purpose.”

14. Section thirty is repealed and the following substituted therefor:

“30. (1) Subject to the provisions of subsections two and three of this Section, every offence against these Regulations or any amendment or addition thereto shall be punishable upon indictment, or upon summary conviction in the manner prescribed by Part XV of the Criminal Code before any police or stipendiary magistrate, or before two justices of the peace, or any magistrate having the authority of two justices of the peace.

(2) Notwithstanding the provisions of Part XV of the Criminal Code, a complaint or information in respect of any offence against these Regulations may be heard, tried and determined by any police or stipendiary magistrate or two justices of the peace if the accused is found or apprehended or is in custody within his or their territorial jurisdiction although the matter of the complaint or information did not arise within his or their territorial jurisdiction.

(3) In any prosecution (under these Regulations) the complaint shall be made, or the information laid, within two years from the time when the matter of the complaint or information arose.

(4) Sections sixty-nine and seventy of the Criminal Code shall apply to offences against these Regulations.

(5) Any person who contravenes any of the provisions of these Regulations for which contravention no other penalty is specifically provided shall be guilty of an offence and liable upon summary conviction to a penalty of not more than \$500 and not less than \$20, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment.”

15. Section thirty-three is repealed and the following substituted therefor:

“33. Upon the recommendation of the Minister, the Governor in Council may make a tariff of fees, cost, allowances and expenses to be paid and allowed to Registrars and other persons employed at or with respect to registration under these Regulations, and may, from time to time, revise and amend such tariff.”

16. Subsections four and five of Section thirty-eight are repealed and the following substituted therefor:

“(4) Every employer shall forthwith after the twenty-first day of August aforesaid report to the Chief Registrar for Canada and to the nearest police officer the name, address and occupation of all persons at any time employed by such employer required by these Regulations to register who are unregistered, and every employer who refuses, fails or neglects without lawful excuse to report as required by this Section

of these Regulations shall be guilty of an offence and liable to a fine not exceeding \$200 or to imprisonment for a term not exceeding three months or to both such fine and such imprisonment.

- (5) Every employer aforesaid, shall, on or before a day to be fixed by the Minister, report to the Chief Registrar for Canada, the name, address and occupation of every person employed by such employer required by these Regulations to register and to state in such report the name and number of the electoral district and polling division shown on the registration card of every such employee and every employer who refuses, fails or neglects without lawful excuse, to report as required by this subsection, shall be guilty of an offence and liable to a fine not exceeding \$200 or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment."

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council exempting non-alcoholic extract of cascara sagrada from war exchange tax**

P.C. 6046

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 14th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that extract of cascara sagrada is used exclusively as an ingredient in a large number of pharmaceutical preparations;

That the production in Canada of extract of cascara sagrada is not sufficient to meet requirements;

That extract of cascara sagrada is dutiable at the rate of  $17\frac{1}{2}$  per cent ad valorem when imported from the United States or any other foreign country entitled to most-favoured-nation tariff treatment;

That in addition to the customs duty payable extract of cascara sagrada originating in and imported from non-British Empire countries is subject to the war exchange tax of 10 per cent ad valorem; and

That The Wartime Prices and Trade Board recommends that extract of cascara sagrada originating in and imported from the United States or any other country entitled to Intermediate Tariff treatment be exempt from customs duty and war exchange tax.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased

to order and it is hereby ordered that imports of non-alcoholic extract of cascara sagrada be accorded the tariff treatment hereunder indicated, effective July 1, 1942:—

Non-alcoholic extract of cascara sagrada.....

British Preferential Tariff Free	Intermediate Tariff Free	General Tariff 25 p.c.
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(To be designated as Tariff Item 841.) .

and that non-alcoholic extract of cascara sagrada originating in and imported from countries the products of which are entitled to Intermediate Tariff treatment be exempt from the war exchange tax of 10 per cent ad valorem, effective July 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council exempting imports of second-hand bags from various rates of duty**

P.C. 6047

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 14th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that used or second-hand bags on importation into Canada are dutiable at various rates of duty according to material;

That Canada's chief source of supply of used or second-hand bags is the United States, but the rate of customs duty payable on imports of these bags from that country ranges from 17½ per cent to 30 per cent;

That used or second-hand bags imported from the United States or any other non-British Empire country are subject to the war exchange tax of 10 per cent in addition to the customs duty payable; and

That The Wartime Prices and Trade Board recommends that imports of used or second-hand bags be exempt from customs duty, war exchange tax and special excise tax.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered,—

1. That used or second-hand bags made from fabrics composed wholly of vegetable fibres (ex Item 193, ex Item 523, ex Item 532, Item 547 and ex Item 548), be exempt from customs duty when imported from any country;

2. That used or second-hand bags made from fabrics composed wholly of vegetable fibres (ex Item 193, ex Item 523, ex Item 532, Item 547 and ex Item 548), when imported from countries the products of which are subject to Intermediate or General Tariff treatment be exempt from the war exchange tax of 10 per cent ad valorem;

3. That used or second-hand bags made from fabrics composed wholly of vegetable fibres (ex Item 193, ex Item 523, ex Item 532, Item 547 and ex Item 548), when imported from countries the products of which are subject to General Tariff treatment be exempt from the special excise tax of 3 per cent; and

4. That the aforementioned exemptions from customs duty, war exchange tax and special excise tax be retroactive to May 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing importation of used and second-hand automobiles and motor vehicles**

P.C. 60/6073

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 14th July, 1942.*

The Board recommend that authority be granted under the War Measures Act for the importation of used and second-hand automobiles and motor vehicles of all kinds upon payment of the customs duty and taxes ordinarily applicable, notwithstanding the provisions of Item 1215 of the Customs Tariff, provided that the decision of the Minister of National Revenue, as to whether or not any used automobile or motor vehicle may be imported under and within the terms of this Order in Council, shall be final and conclusive.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing Security Service for the whole of Canada**

P.C. 85/6073

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 14th July, 1942.*

The Board had under consideration the following memorandum from the Honourable the Minister of Justice:

"The undersigned desires to report that by Order in Council of August 20th, 1941, P.C. 6441, certain Security Control Measures were taken for the Port of Halifax, N.S., and a Security Control Officer for that Port was appointed—he being a Commissioned Officer of the Royal Canadian Mounted Police.

Quite recently, after discussing the matter with the War Cabinet Committee, it was considered expedient that a special Security Service should be organized under the control of the Commissioner, Royal Canadian Mounted Police, for the whole of Canada.

In the circumstances, the undersigned desires to recommend as follows, under and by virtue of the War Measures Act:—

(1) There shall be a Security Service for the whole of Canada under

the Control of the Commissioner of the Royal Canadian Mounted Police.

- (2) Canada is to be divided into control areas, covering ports, landing fields and any entry airports, as well as railway and other transportation centres, as decided by the Minister of Justice.
- (3) Each control area shall be in charge of a Control Officer who will be required to establish and maintain co-operation with the local services and interests, such as Police, Immigration, Customs, Census, Shipping Firms, Harbour Masters, Pilots, Banks, and any local bodies from which Intelligence can be drawn. He will also be required to maintain a very close liaison with the Intelligence and Security Officers of the Army, Navy and Air Forces in his area.
- (4) Each control area shall have Security Sections under the control of Security Officers. The Officers and Non-Commissioned Officers for these Sections may be supplied from the fighting forces if they cannot be secured from any other source and this has been agreed to by the Ministers of National Defence for the Army, Air and Naval Services. The number of Security Sections in each control area shall be determined by the Commissioner of the R.C.M. Police and as approved by the Minister of Justice.
- (5) It is considered that not less than one Officer and thirteen Non-Commissioned Officers and two motor cars or station wagons, and thirteen motorcycles will be necessary for each Security Section.
- (6) It has been estimated by the Commissioner of the Royal Canadian Mounted Police that fifty Security Officers, six hundred and fifty Non-Commissioned Officers, and at least ninety-four cars and five hundred motorcycles, will be required for this service at an estimated cost for the first year of approximately \$1,500,000.00 as follows:—

Salaries and pay for Security Control Officers, Security Section Officers and 650 Non-Commissioned Officers, approximately.....	\$ 988,000 00
One hundred motor cars at \$1,200.00 each.....	120,000 00
Five hundred motor cycles at \$700.00 each.....	350,000 00
Total .....	<u>\$1,458,000 00</u>

- (7) That two British Security Officers be secured from the British Government immediately to come to Canada for instructional purposes.
- (8) That as it will be necessary on occasion for Section Commanders and Non-Commissioned Officers to work in civilian clothes, a special allowance will be necessary to cover the use of mufti on duty or where Army allowances are insufficient to cover living expenses.
- (9) As the duties required of the Security Service will involve close relations with the public, such as the examination and interrogation of persons arriving by plane, boat, railroad, bus, ship crews, etc., it is essential that high-class men of good education be recruited. British Security Officers have suggested that the Armed Services circularize their various units, calling for volunteers with special qualifications, such as languages, shipping and administrative experience. Such volunteers to be active, under forty years of age for Non-Commissioned Officers, and under fifty for officers—the idea being that each volunteer would be interviewed and, if selected, would be given six weeks' schooling in Security work. When such Officers and Non-Commissioned Officers serve with

the Security Service, they shall receive the pay of their respective Armed Service Units, plus extra allowances to cover the use of civilian clothes or increased cost of living.

- (10) All Control Officers shall supervise and co-ordinate all Security Control measures in their respective areas, other than those which concern the internal security of His Majesty's Forces and for that purpose, may arrange with the Royal Canadian Navy, the Canadian Army, and Royal Canadian Air Force, and with the Royal Canadian Mounted Police in securing the protective measures laid down in Order in Council of the 20th August, 1941, previously mentioned, as though such Order in Council had not been for Halifax only, but for any place within Canada, for the greater security of the Dominion.
- (11) All departments and agencies of the Government of Canada shall assist the Commissioner of the Royal Canadian Mounted Police in carrying out the provisions of this Order in Council by lending such personnel and utilities as may be required and as may be possible, upon the understanding that the control of any Security Officers appointed and their staffs, who may be on loan from other Departments, shall be under the orders of the Commissioner of the Royal Canadian Mounted Police who will dispose and distribute such personnel in such manner as to him seems best, and all reports and information obtained by them shall be sent to the Commissioner of the R.C.M. Police, provided, however, that any Minister responsible for the administration of the Departments or Agencies of the Government who may be asked for assistance shall have the right to determine whether or not any item of assistance requested can be made available.
- (12) As it is most likely that all Security Officers and all personnel of Section Units will be secured from the Canadian fighting forces, disciplinary measures and action in Security Sections will be taken under the Acts governing the military, naval or air force units to which they belong, or the R.C.M. Police Act.
- (13) The Commissioner of the Royal Canadian Mounted Police shall have the right and authority to return or discharge any Control Officer or Security Officer, or any personnel of the fighting forces to their respective units for cause.
- (14) On Friday, June 12, 1942, the Cabinet War Committee directed that the first training class of sixty men be proceeded with under the training of British Security Officers who are on their way to Canada for the purpose, and it is now recommended that Council approve the whole proposed program of Security Service above outlined, upon the understanding that such Control and Security Officers, Clerks and employees as may be necessary, from time to time, may be appointed by the said Commissioner of the R.C.M. Police at such salary or remuneration as he may determine approximately equal to and comparable with R.C.M. Police rates of pay for similar services, as approved by the Minister. Similarly, all quarters, garage and office space, stationery, office appliances, etc., for carrying this order into effect may be secured by the said Commissioner as may be required.
- (15) All expenses in connection with the administration of this Order shall be paid from the R.C.M. Police grant from War Appropriation Funds."

The Board concur in the above report and recommendation and, having approved of the estimate of expenditure from the War Appropriation for the fiscal year 1942-43 for the above-mentioned purposes, submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing official grades for flaxseed grown in Eastern Division of Canada**

*Canada Gazette, July 25, 1942*

P.C. 6124

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 16th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 1800, dated March 9, 1942, The Canadian Wheat Board was authorized to purchase from producers, flaxseed grown in the Eastern Division of Canada;

And whereas, the Minister of Trade and Commerce reports that in order that the price of such flaxseed may be adjusted according to the quality thereof, it is necessary that standards be established for the grading of flaxseed grown in the Eastern Division;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and otherwise, and notwithstanding anything to the contrary in the Canada Grain Act, 1930, or in any other law or statute, is pleased to order that official grades for flaxseed grown in the Eastern Division, be and they are hereby established as specified in the schedule attached hereto.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**FLAXSEED**

Grade Name	Standard of Quality		Standard of Cleanliness
	Minimum weight per measured bushel in pounds	Degree of Soundness	
No. 1 Canada Eastern....	51	Matured and sweet; may contain 12½% damaged seeds.	Clean, commercially pure seed.
No. 2 Canada Eastern....	50	Matured and sweet; may contain 25% damaged seeds.	Clean, commercially pure seed.
No. 3 Canada Eastern....	47	May contain 5% heat damage.....	Clean, commercially pure seed.
No. 4 Canada Eastern....	—	May contain 10% heat damage.....	Clean, commercially pure seed.
Sample Canada Eastern..	Any flax which does not meet the requirements for any of the other established grades.		

Order in Council establishing official grades for soybeans

*Canada Gazette, July 25, 1942*

P.C. 6125

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 16th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 2799 dated April 10, 1942, the Canadian Wheat Board has been authorized to purchase soybeans;

And whereas, the Minister of Trade and Commerce reports that in order that the price of such soybeans may be adjusted according to the quality thereof, it is necessary that official standards be established for the grading of soybeans;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and otherwise, and notwithstanding anything to the contrary in the Canada Grain Act, 1930, or in any other law or statute, is pleased to order that official grades be and they are hereby established for soybeans as specified in the schedule attached hereto.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

SOYBEANS

GRADE REQUIREMENTS FOR YELLOW, GREEN, BROWN, BLACK AND MIXED SOYBEANS

Grade	Minimum weight per measured bushel in pounds	Standard of Quality	Maximum Limits of			
			Splits	Damaged Kernels Soybeans and Other Grains	Foreign Material other than Dockage	Other Colours or Bi-coloured (see Note)
No. 1 Canada Soybeans..	58	Cool, of natural odour, well screened, of good natural colour.	10%	2%	1%	2%
No. 2 Canada Soybeans..	56	Cool, of natural odour, slightly stained.	15%	3%	2%	3%
No. 3 Canada Soybeans..	54	Cool, of natural odour, may be stained.	20%	5%	3%	5%
No. 4 Canada Soybeans..	51	Cool, may be badly stained, may be slightly frosted and immature.	30%	8%	5%	10%
Sample Canada Soybeans		Shall be Soybeans which do not meet with the requirements of any of the grades from No. 1 to No. 4 inclusive, or which contain stones and/or cinders, or which are musty, sour, heated or heating, or which have any commercially objectionable foreign odour, or which are otherwise of distinctly low quality.				

NOTE.—The maximum limits here given for "Other Colours" shall not apply to the grading of Mixed Soybeans.

Order in Council permitting war materials in transit from the United States  
to be entered "in bond" through the Province of Ontario

P.C. 6129

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 16th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of National Revenue, and under the authority of Section 3(d) of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order that, for the duration of the present war, war materials in transit from a point or points in the United States of America to another point or points therein, shall be permitted to be entered for transportation "in bond" through the Province of Ontario by motor vehicles, without payment of duties and taxes, and under such regulations as the Minister of National Revenue may prescribe.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council revoking P.C. 5596, 15th October, 1940; imports of  
aluminum for civilian purposes

P.C. 6130

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 16th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 5596, of the 15th October, 1940, it was ordered as follows:—

1. No person shall import aluminum, manufactured or unmanufactured (including articles of which aluminum forms fifty per cent, by volume, of the component materials, or of which aluminum exceeds in value all other single component materials) without having first obtained a permit issued by, or on behalf of, the Minister of National Revenue.

2. Applicants for permits shall furnish in respect of each proposed importation information in writing in the manner and form approved by the Minister of National Revenue, setting forth details as to the purchaser, seller, consignor, consignee, description, quantity, value and specific purpose of the proposed shipment or of the articles proposed to be imported.

3. Shipments which were actually in transit to Canada on or before the date of the coming into force of this Order in Council shall be exempt from importation permit requirements.

4. Import permits issued hereunder shall not be transferable and shall be subject to revocation at any time without notice.

5. To assist in determining whether or not licences shall be granted, generally or in specific cases, there shall be an advisory committee consisting of

- (a) a representative of the Department of National Revenue designated by the Minister;
- (b) a representative of the Foreign Exchange Control Board designated by the Chairman thereof; and,
- (c) the Metals Controller.

And whereas the Minister of National Revenue reports that the Metals Controller on the Advice of the advisory committee established in accordance with the provisions of Order in Council P.C. 5596, now recommends that the said Order in Council be revoked, the Metals Controller being of the opinion that the restrictive measures on the use of aluminum in the United States for civilian purposes are now on a parity with Canadian regulations and that the present importations are necessary for war purposes or are essential to our national economy.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National Revenue, concurred in by the Minister of Munitions and Supply and the Minister of Finance, is pleased to revoke Order in Council P.C. 5596, dated the 15th October, 1940, and it is hereby revoked, effective August 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Transit Controller to purchase bus equipment  
and requirements in the United States**

P.C. 6149

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 16th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Munitions and Supply represents that the Transit Controller reports:

- (1) That it is necessary for operators of buses in Canada to purchase a substantial portion of their bus requirements in the United States of America;
- (2) That in order to ensure that equipment for essential passenger bus service in Canada will be available, it was necessary to enter into an arrangement with certain manufacturers of buses in the United States of America to manufacture and deliver in Canada 113 standard type buses and to guarantee that the purchase price of such buses would be paid such manufacturers within sixty days from the date of the delivery of such buses in Canada to the Transit Controller;
- (3) That the Transit Controller will arrange for delivery of said buses in Canada to himself or to such person, firm or corporation (here-

inafter referred to as "operator") as from time to time is designated by him and that a period of sixty days after delivery in Canada to the Transit Controller will be allowed within which payment of the purchase price of the buses is to be made to the manufacturers;

- (4) That on or before delivery of any buses to an operator, arrangements will be made to obtain from such operator payment of the full purchase price thereof including transportation, storage, insurance and other charges, but it may be necessary to retain possession of a small number of the buses for more than sixty days after delivery in Canada for subsequent allotment and sale, in order to ensure the continuance of essential bus passenger service in Canada;
- (5) That authority should be granted to the Transit Controller to guarantee on behalf of His Majesty in right of Canada payment of any of the aforesaid charges and payment of the purchase price of said buses to the several manufacturers referred to and within the limits of the amounts specified in the first part of Schedule 1 attached hereto; and
- (6) That it is unlikely that His Majesty in right of Canada will incur any loss or make any expenditure by reason of having given, or authorized the giving of the said guarantee, or by reason of the said arrangement.

And Whereas the Minister of Munitions and Supply is of the opinion that the aforesaid arrangement and the giving of the said guarantee is in the public interest and that the terms thereof are fair and reasonable.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and under the authority of The War Measures Act and The Department of Munitions and Supply Act, is pleased to order and doth hereby order as follows:—

- (1) The Transit Controller is hereby authorized to give on behalf of His Majesty in right of Canada to the several manufacturers named in the first part of the Schedule attached hereto, and within the several limits specified in said Schedule, a guarantee of payment in substantially the form of the letter forming the second part of the said Schedule, or in such other form and terms as the said Transit Controller may from time to time approve.
- (2) The Transit Controller shall, on or before delivering, or authorizing the delivery of, any bus to an operator, enter into an agreement in writing with such operator adequate to protect His Majesty in right of Canada from loss.
- (3) The Transit Controller is hereby authorized to do all such acts, matters and things as may in his opinion be necessary or desirable in carrying out said arrangement with the said manufacturers, or in the giving of the said guarantee or in carrying out or enforcing any claims or rights of His Majesty in right of Canada arising therefrom.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

## SCHEDULE

### FIRST PART

<i>Name of Manufacturer</i>	<i>Limits</i>
1. Fitzjohn Coach Co., Muskegon, Mich.—(8 buses).....	\$ 64,000
2. General Motors Truck and Coach Co., Limited, Pontiac, Michigan—(50 buses) .....	600,000
3. Mack Manufacturing Corporation, Allentown, Pa.—(25 buses) .....	200,000
4. Twin Coach Co., Kent, Ohio—(30 buses).....	300,000

SECOND PART

DEPARTMENT OF MUNITIONS AND SUPPLY—OFFICE OF TRANSIT CONTROLLER

To

1942

*Re: Purchase of Buses*

In consideration of your selling and delivering in Canada to me or to my order, buses as agreed upon between us, I am authorized on behalf of His Majesty in right of Canada to and hereby guarantee payment to you of the purchase price thereof within sixty days after such delivery. For your information I enclose copy of Order in Council which authorizes the giving of this guarantee.

Yours very truly,

*Transit Controller.*

**Order in Council authorizing formation of the Canadian Medical Procurement and Adjustment Board for physicians**

P.C. 6185

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 20th July, 1942.*

The Committee of the Privy Council have had before them a report, dated 9th July, 1942, from the Minister of National Defence, representing as follows:—

As a consequence of the urgent need for additional medical officers to fill vacancies in war establishments for the Armed Forces of Canada a survey of the available civilian physicians registered in Canada was conducted by the Canadian Medical Association. This survey has revealed that in the age group 30-50 years, there are available 871 physicians who have signified their desire to serve in such Forces. 305 physicians in this group are prepared to serve immediately, the balance, 566 physicians are desirous of commencing service within periods ranging from one to three months from the date of notice that their services are required.

It is considered necessary and desirable that the information obtained as a result of the above-mentioned survey should be carefully tabulated, analysed and utilized in order that those who have volunteered for service may be appointed and allocated in proper proportions to the three branches of the Armed Forces of Canada.

It is further considered desirable that in appointing additional medical officers from civil life careful consideration should be given the present and future requirements of civilian institutions, public health departments, medical schools and communities where the services of physicians are indispensable.

In order to make adequate provision for dealing with this urgent problem of procuring much needed medical officers, and at the same time guarding against the impairment of essential public health services, the Minister recommends, with the concurrence of the Minister of National Defence for Naval Services and the Minister of National Defence for Air, the formation of a committee in the Department of National Defence at National Defence Headquarters, to be known as "The Canadian Medical Procurement and Assignment Board for physicians".

The Committee concur in the foregoing and advise that under the provisions of the War Measures Act, Chapter 206, R.S.C. 1927, the said committee be formed, to consist of the following personnel:—

- (a) Medical Director General (Navy).
  - (b) Director General of Medical Services (Army).
  - (c) Director of Medical Services (Air).
  - (d) Director of Medical Services, Department of Pensions and National Health.
  - (e) Medical Director of National War Services.
  - (f) A representative of the Director of National Selective Services.
- The foregoing to appoint one of their number as permanent chairman.
- (g) Five members of the Canadian Medical Advisory Committee (Central) appointed by the Canadian Medical Association, one of whom shall be appointed permanent secretary at a nominal salary of one dollar per annum.

The Committee also advise that the duties of the said committee shall be:

- (a) To tabulate, analyse and utilize the results of the survey made by the Canadian Medical Association of physicians registered in Canada with a view to determining the number available for appointment to the Armed Forces of Canada.
- (b) To allocate as a result of information obtained in the survey medical officers in the proper proportions for appointment to the three branches of the Armed Forces of Canada.
- (c) To consider carefully in relation to the available supply of physicians for appointment to the Armed Forces, the requirements of civilian institutions, public health departments, medical schools, war industries and communities in order that there shall be no impairment of essential public health services.
- (d) To undertake the responsibility for investigating conditions at first hand regarding civilian needs and the possibility of making such arrangements as are possible and expedient where there is an apparent conflict between military and civilian needs.
- (e) To make further surveys and investigations with respect to the availability of physicians not reached by the survey who are eligible for appointment, in order that adequate provision may be made for the future requirements of the Armed Forces of Canada.

The Committee further advise that the resultant expenditures, including the rental of office space, salaries of clerks and subordinate staff together with such sums as are necessary to defray the travelling expenses of the permanent secretary of the Board as well as the travelling expenses of the four other members of the Canadian Medical Advisory Committee (Central) appointed by the Canadian Medical Association to form part of the Board, shall be made a charge against the War Appropriations allotted to the Department of National Defence.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing that in the computation of the Cost of Living Index the price of cigarettes shall not include any tax imposed under the Special War Revenue Act**

P.C. 6219

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 20th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by The Wartime Wages and Cost of Living Bonus Order, P.C. 8253 of October 24, 1941, it was ordered that there should be paid to certain classes of employees a "wartime cost of living bonus based on the increase in the cost of living, as measured by the cost of living index for the Dominion as a whole prepared by the Dominion Bureau of Statistics";

And whereas similar provision is included in the Wartime Wages Control Order, P.C. 5963, of July 10, 1942, made and established in substitution for the said Order P.C. 8253;

And whereas by Section 4 of the amended Wartime Salaries Order, P.C. 1549, February 27, 1942, it is provided "that any employer may pay a cost of living bonus . . . based on the cost of living index for the Dominion as a whole prepared by the Dominion Bureau of Statistics to salaried officials receiving less than \$3,000 a year . . .";

And whereas by Section 6 of Order in Council P.C. 6702 of August 26, 1941, it is provided that a "flat rate of bonus of 25 cents per week for each 1 per cent increase in the cost of living shall be applied," and by Section 7 of the same Order it is provided that "for each rise of 1 per cent in the cost of living, a bonus of 1 per cent . . . shall be paid to certain classes of members of the public service of Canada . . .";

And whereas the Minister of Finance reports that the Budget resolutions, of which notice was given on June 23, 1942, provide for an amendment to the Special War Revenue Act by which, in addition to duties imposed under the Excise Act, there shall be collected an excise tax of 1 cent for each five cigarettes or fraction of five cigarettes in any package;

That such excise tax, though paid by the manufacturer, is being charged to the consumer in the full amount of the tax but no more and is identifiable by the purchaser as a tax and that it is the intention that such tax shall be borne by the consumer without a compensation in respect of it by way of increase in income;

That the price of cigarettes is included in the compilation of the cost of living index referred to above and is given a weight of 3 per cent in the calculation of the index; and

That in the Budget Speech of June 23, 1942, the Minister of Finance proposed that "in the case of cigarettes . . . the new tax shall not be deemed part of the price for the calculation of the cost of living index";

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the

War Measures Act, Revised Statutes of Canada, 1927, chapter 206, is pleased to order and doth hereby order that in respect of Orders in Council P.C. 5963 of July 10, 1942, P.C. 1549 of February 27, 1942, and P.C. 6702 of August 26, 1941, "Cost of living index" shall mean the index of the cost of living for the Dominion as a whole as prepared by the Dominion Bureau of Statistics, but, for the computation of the index for the purposes of these orders, the price of cigarettes shall not include any tax imposed on cigarettes under the Special War Revenue Act.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council revoking P.C. 1737, 9th March, 1942; drawback of customs duty on bituminous coal imported into Canada**

P.C. 6220

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 20th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council P.C. 1737 of March 9, 1942, provided that a Temporary Item No. 1069 be established in Schedule "B" of the Customs Tariff providing for drawback of 99 per cent duty paid on bituminous coal imported during the period March 9, 1942, to December 31, 1942, when converted into coke to be sold provided that not less than twenty-five per centum by weight of the bituminous coal so used, as covered by each drawback claim was mined in Canada;

And whereas the Minister of Finance reports that it has since become evident that shortage of transportation facilities or supply may prevent movement of sufficient Canadian coal to coking plants in Canada to enable them to take advantage of Temporary Drawback Item No. 1069; and

That the cost of the substituted American coal will be considerably higher than the cost of the Canadian coal even with the benefits of the drawback of 99 per cent of the customs duty paid;

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, is pleased to order as follows:

1. Temporary Drawback Item No. 1069 established in Schedule B of the Customs tariff by Order in Council P.C. 1737 of March 9, 1942, is hereby rescinded.

2. A temporary item is hereby established in Schedule "B" of the Customs Tariff to be designated as Item 1070 providing for a drawback of 99 per cent of customs duty paid on bituminous coal imported into Canada, on or after April 1, 1942, when converted into coke to be sold; provided that to the satisfaction of the Coal Administrator the maximum quantity of Canadian-mined coal which can be transported to coking

plants operating under the benefit of Order in Council P.C. 3637 is included in the bituminous coal so used as covered by each drawback claim; provided also that drawback payable under this item is in lieu of drawback under any other item.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing agreements with Provinces for the care of  
children whose mothers or foster mothers are employed in  
war industries in Canada**

P.C. 6242

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 20th day of July, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Labour reports that increasing numbers of women who are the mothers or foster mothers of young children are being presently employed in war industries in Canada;

That the providing of proper care for such of the aforementioned children as cannot be adequately cared for in their own homes when the mothers or foster mothers are so employed presents a serious problem for said mothers and for welfare authorities generally;

That it is deemed expedient towards an efficient prosecution of the war and in the public welfare that the Dominion should assist such of the provinces as are confronted with the aforementioned problem in their efforts to solve it, by means of contributing to the cost of organizing and operating where necessary, day nurseries, creches, recreation centres and like facilities; and

That certain of the provinces have requested the Dominion to enter into agreements with them for the aforementioned purposes;

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour and under the authority of the War Measures Act, Chapter 206, of the Revised Statutes of Canada, 1927, is pleased to authorize and doth hereby authorize the Minister of Labour on behalf of the Dominion, to enter into agreements with any of the provinces, in accordance with the draft agreement attached hereto; expenditures incurred by the Dominion in connection with any agreements so entered into to be paid out of moneys provided under the War Appropriation Act.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing that boats and equipment owned by persons  
of the Japanese race be vested in and subject to the control of  
the Custodian of Enemy Property**

P.C. 6247

**AT THE GOVERNMENT HOUSE AT OTTAWA**

**MONDAY, the 20th day of July, 1942.**

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas the Minister of Fisheries reports that by virtue of the authority of Order in Council of December 16th, 1941, P.C. 9761, vessels used or operated by persons of the Japanese race within waters adjacent to the West Coast of Canada were seized and detained;

That under the supervision of the Committee, under the chairmanship of Honourable Justice Sidney A. Smith of Vancouver, appointed by Order in Council of January 13th, 1942, P.C. 288, for the disposal of vessels and equipment so seized and detained, 1,027 vessels of a total of 1,265 vessels registered with the Committee have been disposed of;

That under its terms of reference the Committee so organized the disposal arrangements to first assure that boats and equipment would be available to the British Columbia fishing industry as might be needed to maintain essential fisheries production;

That the Committee has reported having achieved this objective up to the point where little further absorption may be immediately expected by the British Columbia fishing industry excepting such vessels as may be disposed of in the course of the next two or three weeks;

That pursuant to the duty attached to its appointment,—

To report on steps that should be taken to dispose of vessels which the present owners are unable to sell, charter, lease or otherwise transfer, the Committee has reported that while the market has not yet been completely exhausted, the bulk of the remaining 238 vessels will have to be stored for a considerable period particularly as in general, the best vessels have already been disposed of;

That the Committee is of the opinion, after consideration of all factors involved, that responsibility for administration of remaining boats and equipment might logically be turned over to the Custodian of Enemy Property, who is now administering other properties of persons of the Japanese race in British Columbia; and

That it is important that personnel of the Department of National Defence for Naval Services, presently employed in the care and maintenance of the remaining vessels, should be released for urgent duties elsewhere at the earliest possible moment;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Fisheries, concurred in by the Secretary of State and under and by virtue of the powers conferred by the War Measures Act, Chapter 206, Revised Statutes of Canada 1927, is pleased, notwithstanding

anything contained in the Regulations established by Order in Council of March 4, 1942, P.C. 1665, as amended by Order in Council of March 27, 1942, P.C. 2483, to order and it is hereby ordered as follows:—

1. As a protective measure only all vessels and equipment seized and detained under the authority of Order in Council of December 16, 1941, P.C. 9761, which have not been disposed of under the supervision of the Committee appointed by Order in Council of January 13, 1942, P.C. 288, shall on and after August 1, 1942, be vested in and subject to the control and management of the Custodian, as defined in the Consolidated Regulations Respecting Trading with the Enemy (1939); provided, however, that no commission shall be charged by the Custodian in respect to such control and management.

2. For the purpose of the control and management of such property by the Custodian, the Consolidated Regulations Respecting Trading with the Enemy, 1939, shall apply *mutatis mutandis*, to the same extent as if the property belonged to an enemy within the meaning of the said Consolidated Regulations.

3. All unfinished business of such Committee in respect of any vessels or equipment vested in the Custodian pursuant to these Regulations, shall on and after August 1, 1942, be transferred to the Custodian.

4. Such arrangements as will make it possible for the present owners of any vessels or equipment vested in the Custodian pursuant to this Order to freely negotiate for charters, leases or sales of such vessels and equipment as they own to persons other than those of Japanese origin, shall be made by the Custodian, provided that the Custodian approves of such charters, leases or sales, which approval shall be a prerequisite for the use of such vessels and equipment in any capacity.

(Sgd.)      A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council defining "Munitions and Supply Contract"; "General Conditions" applicable

*Canada Gazette (Extra), August 7, 1942*

P.C. 6284

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 20th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Munitions and Supply reports that many of the various types of contracts entered into by him pursuant to the powers conferred by The Department of Munitions and Supply Act incorporate, in the form of "General Conditions" or otherwise, provisions which to a large extent have become standard provisions applicable to such contracts generally or to the respective types of such contracts;

That to an increasing extent he is now entering into contracts with contractors with whom similar types of contracts have previously been entered into, and who are, therefore, familiar with the standard provisions above mentioned; and

That in his opinion, it is desirable that, as regards certain types of contracts entered into by the Minister of Munitions and Supply, or by any company, the incorporation of which has been procured by the said Minister pursuant to Section 6(3) of the Department of Munitions and Supply Act, provisions be made whereby the standard provisions applicable thereto may be incorporated therein by reference, thereby obviating the necessity of including such provisions in the individual contracts;

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply and under and by virtue of the powers conferred by The War Measures Act and The Department of Munitions and Supply Act, and all other enabling powers in that behalf, is pleased to order and doth hereby order as follows:—

- (1) The term "Munitions and Supply contract" as used herein, means any contract or order entered into or placed by the Minister of Munitions and Supply in the name or on behalf of His Majesty the King in right of Canada, His Majesty's Government in the United Kingdom of Great Britain and Northern Ireland or the Government of any Allied or Associated power, including the Government of any British Dominion other than Canada, and also any contract or order entered into or placed by a company all of whose issued shares (except qualifying shares of directors) are held by the Minister of Munitions and Supply in trust for His Majesty the King in right of Canada.
- (2) Subject to the express terms and provisions contained therein, every Munitions and Supply contract which provides either expressly or in effect that one of the following sets of General Conditions, namely:  
Form M. & S. 1306 (Munitions and Supplies), a copy whereof is hereto annexed as Schedule "A",  
Form M. & S. 1307 (Capital Expenditures), a copy whereof is hereto annexed as Schedule "B",  
Form M. & S. 1308 (Shipbuilding), a copy whereof is hereto annexed as Schedule "C",  
Form M. & S. 1309 (Cost-plus Construction), a copy whereof is hereto annexed as Schedule "D",  
shall be applicable thereto or shall form part thereof shall be read and construed as if there were expressly incorporated therein all the provisions set forth in the set of General Conditions which is so designated in such contract as being applicable thereto.
- (3) Every Munitions and Supply contract which provides, expressly or in effect, that the Costing Memorandum, Form M. & S. 433, shall be applicable thereto or shall form part thereof shall be read and construed as if there were expressly incorporated therein the provisions of the Costing Memorandum hereto annexed as Schedule "E".
- (4) The foregoing provisions shall take effect as from the date of publication hereof in the *Canada Gazette*.

(Sgd.)      A. D. P. HEENEY,  
*Clerk of the Privy Council.*

NOTE.—"General Conditions" and Costing Memorandum Schedule "E" printed as Extra of the *Canada Gazette*.

**Order in Council prohibiting export of various agricultural and vegetable products and animal and animal products except under permit**

*Canada Gazette, July 25, 1942*

P.C. 6326

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 21st day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Prices and Trade Board has recommended that, in order to conserve supplies essential for Canadian requirements, the exportation of honey and prepared and preserved fruits and vegetables be now prohibited;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206 R.S.C. 1927) is pleased to order as follows,—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

Group 1—*Agricultural and Vegetable Products:*

Fruits, prepared or preserved, n.o.p., including jams, jellies and marmalades.

Fruit juices, n.o.p.

Vegetables, prepared or preserved, n.o.p.

Vegetable juices.

Group 2—*Animals and Animal Products:*

Honey, processed honey and imitations of honey.

2. Schedule One of the said Order in Council P.C. 7674 of October 4, 1941, is hereby amended by the addition thereto of the commodities enumerated above.

3. This Order shall come into force and have effect on and after the twenty-third day of July, one thousand nine hundred and forty-two.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council amending regulations for War Service Badge—  
“General Service” Class

P.C. 6327

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 21st day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 1022 dated 29th March, 1940, as amended by Order in Council P.C. 7892 dated 11th October, 1941, and as further amended by Order in Council P.C. 8493 dated 1st November, 1941, authority was granted for a War Service Badge “General Service” Class to be issued in accordance with the Regulations as set out therein to the following persons, namely—

“Members of the Naval, Military or Air Forces of Canada on Active Service who have engaged to serve in any of the said Forces during the present War for General Service (i.e. without restriction as to place of service), and who have served in any of the said Forces in Canada, or elsewhere and who have been honourably discharged from said Service.”

And whereas by Order in Council P.C. 916 dated 6th February, 1942, the following paragraphs were embodied as paragraphs 3 (b) and (c) of the Regulations for the War Service Badge “General Service” Class:

“3. (b) To be eligible for the aforesaid Badge an applicant who has served in the Naval, Military or Air Forces of Canada and who has been honourably discharged for any reason other than physical disability shall make a sworn declaration of his willingness to present himself for unqualified enlistment in the Military Forces of Canada for service in and beyond Canada whenever His Majesty shall require his services during the present war.

(c) An applicant who has made the aforementioned sworn declaration of his willingness to present himself for unqualified enlistment in the Military Forces of Canada as aforesaid, shall present himself on being so required by a competent Military authority, and if he fails so to present himself for such enlistment within three days after being so required, he shall forfeit his badge and certificate unless he can show due cause for the delay.”

And whereas the Minister of National Defence reports that it has been found that paragraph 3 (b) of the Regulations referred to, requiring personnel who have been honourably discharged to make a sworn declaration of their willingness to again present themselves for unqualified enlistment in the Military Forces is a source of dissatisfaction and continual administrative difficulty, more especially as the term “honourably discharged” is not defined in the Regulations, and men whose services were not satisfactory but were discharged for reasons other than misconduct are, under the Regulations, entitled to the War Service Badge “General Service” Class; and

That it is considered that the administration of the issue of the War Service Badge “General Service” Class would be considerably simplified if the

classes of officers and other ranks to whom the Badge is not to be awarded on discharge were defined;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National Defence, and under and by virtue of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and notwithstanding any other Act, Law or Regulations is pleased to amend the Regulations established by Order in Council P.C. 1022, dated 29th March, 1940, and they are hereby further amended as follows:—

- (A) By cancelling sub-paragraphs (b) and (c) of paragraph 3.
- (B) By renumbering sub-paragraph 3 (d) as sub-paragraph 3 (b).
- (C) By renumbering present paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 as numbers 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 respectively.
- (D) By inserting the following new paragraph as paragraph 4:

“4. No member of the Naval, Military or Air Forces of Canada shall be eligible for the award of the War Service Badge “General Service” class who has been retired or discharged or has ceased to serve on Active Service by reason of:

- (a) Having been cashiered or dismissed from the Service by sentence of a Court-Martial;
- (b) Having been deprived of his commission or warrant by reason of misconduct or having been called upon to retire or resign his commission or warrant by reason of misconduct;
- (c) His resignation from the Force in which he was last serving having been accepted by reason of his misconduct.
- (d) Having been sentenced to be discharged with ignominy, or, in the Naval Forces sentenced to be discharged with, or without disgrace;
- (e) Having been sentenced to penal servitude or imprisonment;
- (f) Having been convicted, during his service, by a Civil Court of an offence committed either before or after enlistment;
- (g) Misconduct, including deficiency in moral fibre;
- (h) At the request of his parents or guardians, or at his own request, on the ground that he was under age;
- (i) For the purpose of accepting a commission or appointment in any other branch of the Canadian Armed Forces;
- (j) Because of self-inflicted wounds or medical unfitness resulting from misconduct on his part;
- (k) Having exercised in his own favour an option of discharge in accordance with the terms of his enlistment;
- (l) Having made a false answer on attestation.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council amending regulations respecting sugar; surplus funds realized from sale of sugar—fund for stabilization of sugar prices in Canada**

P.C. 6329

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 21st day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance has received representations from the Wartime Prices and Trade Board to the effect that sugar refiners in Canada, since the Regulations respecting Sugar were made and established by Order in Council P.C. 3223 of the 21st day of October, 1939, have been required to purchase raw sugar from the Sugar Administrator at prices fixed by him under the direction of the Wartime Prices and Trade Board and to sell refined sugar at prices similarly fixed;

And whereas the Minister reports that in order to cause such refiners to purchase stocks of sugar in such quantities as the Sugar Administrator deems to be advisable in the national interest, it is expedient to ensure such refiners against loss on inventories on the termination of the control contemplated by the said Regulations and to accordingly amend such Regulations as hereinafter set forth;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and pursuant to powers conferred by the War Measures Act and otherwise, is pleased to amend the Regulations respecting Sugar made and established by Order in Council P.C. 3223 of the 21st day of October, 1939, and they are hereby amended by deleting Section 6 thereof and substituting therefor a new Section 6 as follows:—

“6. Surplus funds realized from the sale of sugar and deposited to the credit of the Sugar Administrator may be utilized, under the direction of the Wartime Prices and Trade Board, as a fund for the stabilization of sugar prices in Canada in such manner and at such times as the said Board shall direct and, without derogating from the generality of the foregoing, such fund may be used, before or after termination of the control contemplated by these Regulations, for the purchase from time to time of any raw sugar in the possession or control of any refiner in Canada at the price at which such sugar was sold to such refiner by the Sugar Administrator (with no allowance for any carrying charges) and any refined sugar in the possession or control of such refiner at the cost of the relative quantity of raw sugar sold to such refiner by the Sugar Administrator plus the refining margin (being the difference between the prices of refined sugar and of raw sugar previously fixed);

provided that, notwithstanding termination of the control contemplated by these Regulations, the powers of the Sugar Administrator and of the said Board shall continue for such time as is necessary to effectuate any said purchase; and provided further that, on the termination of the control contemplated by these Regulations and after effectuating all said purchases, all surplus funds to the credit of the Sugar Administrator, including the surplus proceeds of sale of any

sugar purchased under the authority of this Section and sold after the termination of said control, shall be paid over by him to the credit of the Receiver General of Canada and shall form part of the Consolidated Revenue Fund of Canada."

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council amending the Defence of Canada Regulations—No Liability if publication has been passed by Censors of Publications**

*Canada Gazette (Extra), August 18, 1942*

P.C. 6332

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY the 13th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas it is expedient to amend the Defence of Canada Regulations by relieving any person from liability thereunder by reason of the publication of any matter by him which has been passed for publication by any of the Chief Censors of Publications or any person having authority to act on their behalf;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National War Services and pursuant to the powers conferred by the War Measures Act, Chapter 206, R.S.C. 1927, is pleased to amend the Defence of Canada Regulations (Consolidation) 1941, and they are hereby amended by the insertion therein of the following as Section 63A thereof:—

- 63A(1) No person charged with an offence under these Regulations by reason of his having published any matter in any broadcast, in any newspaper, periodical or book or in any moving picture film shall be convicted under the said Regulations if it appears that the matter complained of has been passed for publication by any of the Chief Censors of Publications or any person having authority to act on their behalf.
- (2) In any proceeding under these Regulations a certificate purporting to be signed by one of the Chief Censors of Publications that any matter therein set out or described was or was not passed for publication by them or by any person authorized to act on their behalf shall without proof of the signature be *prima facie* evidence of the facts therein stated.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

Order in Council exempting imports of sugar for refining purposes only  
from various taxes

P.C. 6582

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 27th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Item 135 of Schedule A to the Customs Tariff provides for imports of "sugar above sixteen Dutch standard in colour when imported or purchased in bond in Canada by a recognized sugar refiner, for refining purposes only, under regulations by the Minister, and sugar, n.o.p., not above number sixteen Dutch standard in colour, sugar drainings or pumpings drained in transit, melado or concentrated melado, tank bottoms, sugar concrete, and molasses testing over fifty-six degrees and not exceeding seventy-six degrees, when not exceeding seventy-six degrees of polarization" at rates of duties of customs ranging from 20·627 cents to 35·606 cents per one hundred pounds under the British Preferential Tariff and rates of 70·851 cents to \$1·47606 per one hundred pounds under the Intermediate and General Tariffs;

And whereas Item 135b of Schedule A to the Customs Tariff provides for imports of "sugar, above number 16 Dutch standard in colour, when imported or purchased in bond in Canada by a recognized sugar refiner for refining purposes only, under regulations by the Minister, when exceeding 98 degrees, but not exceeding 99 degrees of polarization" at the rate of 31·64 cents per one hundred pounds when imported from countries the products of which are entitled to British Preferential Tariff treatment;

And whereas the Commodity Prices Stabilization Corporation of The Wartime Prices and Trade Board is the sole importer of the goods described in Tariff Items 135 and 135b;

And whereas The Wartime Prices and Trade Board recommends that imports of the goods described in Tariff Items 135 and 135b be exempt from the payment of duties of customs, war exchange tax and special excise tax.

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order that imports of the goods specified in Tariff Items 135 and 135b of Schedule A to the Customs Tariff be exempt from duties of customs, the war exchange tax of 10 per cent ad valorem and the special excise tax of 3 per cent, regardless of the country of origin, and that the aforementioned exemptions from duties of customs, war exchange tax and special excise tax be retroactive to April 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council amending Regulations respecting Machinery and  
Machine Tools**

*Canada Gazette (Extra), September 3, 1942*

P.C. 6596

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 28th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 4101 of the 22nd day of August, 1940, Regulations Respecting Machinery and Machine Tools were made and established, and Thomas Arnold, Esquire, of the City of Montreal, in the Province of Quebec, was appointed Machine Tools Controller;

And whereas the said Regulations were amended by Orders in Council P.C. 2448 of the 8th day of April, 1941, P.C. 6835 of the 29th day of August, 1941, P.C. 7357 of the 20th day of September, 1941, P.C. 1268 of the 17th day of February, 1942, and P.C. 2365 of the 27th day of March, 1942;

And whereas pursuant to Orders in Council P.C. 14/1544 dated the 3rd day of March, 1941, and P.C. 28/3368, dated the 15th day of May, 1941, Roy T. Wise, Esquire, Consulting Engineer, was engaged to assist and advise officials of the Department of Munitions and Supply and the Machine Tools Controller on production methods and organization in respect of plants engaged in war orders, and particularly in the production of Machine Tools;

And whereas the said Roy T. Wise was appointed Deputy Machine Tools Controller by Order in Council P.C. 5497 of the 22nd day of July, 1941;

And whereas on the 14th day of November, 1941, the said Roy T. Wise was appointed a Director of, and on the 20th day of November, 1941, Vice President of Cutting Tools and Gauges Limited and on the 26th day of March, 1942, the said Roy T. Wise was appointed Director General of the Gauge and Cutting Tool Production Branch of the Department of Munitions and Supply;

And whereas the Minister of Munitions and Supply reports that it has become necessary to permit the said Roy T. Wise to retire from the office of Deputy Machine Tools Controller;

That Byron D. Snell, of the City of Montreal, Plant Engineer, of Citadel Merchandising Company Limited, is a proper person to be appointed and should be appointed Deputy Machine Tools Controller; and

That the Regulations Respecting Machinery and Machine Tools should be amended as hereinafter set out;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply and under the authority of and pursuant to the powers conferred by The Department of Munitions and Supply Act and by The War Measures Act, is pleased to order as follows:

1. Order in Council P.C. 5497, dated the 22nd day of July, 1941, (appointing Roy T. Wise, Esquire, Deputy Machine Tools Controller) is hereby revoked, effective on and from the 18th day of July, 1942.

2. The Regulations Respecting Machinery and Machine Tools made and established by Order in Council P.C. 4101 of the 22nd day of August, 1940, are hereby further amended, effective on and from the 18th day of July, 1942, by adding immediately after paragraph (c) of Section 1, the following as paragraph (d):

"(d) "Deputy Machine Tools Controller" or "Deputy Controller" shall mean any person from time to time appointed a Deputy Machine Tools Controller by the Governor General in Council, and for the time being in office as such;"

and by adding immediately after Section (5) of said Regulations the following as Section (6):

"(6) A Deputy Machine Tools Controller shall have and exercise any and all powers conferred on the Machine Tools Controller, subject to any restriction which the Machine Tools Controller may from time to time impose and subject in all cases to review by the Controller; provided that any Order of the Deputy Machine Tools Controller shall be final and binding unless and until it has been varied or vacated by the Machine Tools Controller."

3. Byron D. Snell, Esquire, of the City of Montreal, is hereby appointed a Deputy Machine Tools Controller, such appointment to be effective on and from the 18th day of July, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council establishing regulations respecting canned herring

P.C. 6652

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 30th day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Fisheries reports that during 1941 approximately thirty thousand tons of canned herring in tomato sauce were supplied to the British Ministry of Food;

That the Ministry of Food has indicated that for the year 1942 their requirements will be approximately forty thousand tons;

That pending completion of arrangements with the Ministry of Food, certain controls over the production and transportation of canned herring in tomato sauce are exercised in pursuance of Order in Council P.C. 4425, May 26th, 1942;

That arrangements have been completed whereby approximately 7,500 long tons of Eastern Canadian canned herring of the 1942 production will be made available to and purchased by the United Kingdom Ministry of Food through the Canadian Department of Fisheries;

That the amount of canned herring contemplated under such arrangements is considerably in excess of the entire production of canned herring in Eastern Canada in any previous season; and

That in order to safeguard the requirements of the British Government, it is essential that authority be obtained for securing necessary information relating to the herring catch and the utilization of the fish caught in the manufacture of various products and for the control of the manufacture of such products, should it become necessary, in order to secure adequate production of the canned article;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Fisheries, and under and by virtue of the provisions of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order as follows:

1. Order in Council P.C. 4425, May 26th, 1942, is hereby revoked.
2. The following Regulations are hereby made and established:

A. All companies engaged in the production of canned herring or of sardines in Eastern Canada shall be required to register forthwith with the Minister of Fisheries, and shall report their production of canned herring and canned sardines made from herring and their production of other herring products, as well as the quantities of herring used in the preparation thereof, in such a manner and at such times as the Minister of Fisheries may from time to time indicate.

B. All shipments or transfers of parcels of canned herring in tomato sauce, or canned small herring in tomato sauce commonly known as "sardines", from the place of manufacture to any other place within Canada shall be accompanied by a certificate issued by duly authorized officers of the Department of Fisheries. Such certificate shall show the number of packages of canned herring covered by it, the size of the cans used as containers, and the names and addresses of the consignor and consignee. In the case of shipments made by a common carrier such certificate shall be attached to the waybill. In the case of shipment by other means of transportation, certificate shall accompany the shipment to its destination. Shipments or transfers of parcels of canned herring from the place of manufacture to any other place within Canada not so accompanied by such certificates signed by duly authorized officers shall be liable to seizure and confiscation at the absolute discretion of the Minister of Fisheries. Provided, shipments or transfers of parcels of canned herring consigned to and marked for the Ministry of Food and casual shipments or transfers not exceeding 48 pounds each and transfer of samples to or from the Department of Fisheries Inspection laboratories, shall be exempt from the requirements of this paragraph.

C. Until the British requirements as set forth by agreement between the United Kingdom Ministry of Food and the Department of Fisheries for canned herring for the year 1942 have been satisfied, the Minister of Fisheries may prohibit the manufacture from herring suitable for canning of any product other than such canned herring as may satisfy the terms of the aforesaid agreement.

D. Until such time as the total requirements as set forth in the said agreement between the Department of Fisheries and the United Kingdom Ministry of Food have been satisfied, the Minister of Fisheries may require each registered canned herring producer under the terms

of this order to make available for the purpose of supply to the British Ministry of Food the total quantity or quantities of his production during 1942 of canned herring in tomato sauce.

E. While the sections concerning prices in the aforesaid agreement between the Department of Fisheries and the United Kingdom Ministry of Food are in force, the following prices for canned herring in tomato sauce to be supplied in accordance with the provisions of the said agreement, in Canadian funds, shall be paid to producers per case, net f.o.b. or f.o.r., St. Andrews, New Brunswick, or such other point of loading as may be agreed upon by the Department of Fisheries with the United Kingdom Ministry of Food, and otherwise in accordance with the terms and conditions to be communicated to each registered canned herring producer by the Minister of Fisheries:

	Per case
1-pound oval cans, 48 cans to the case.....	\$ 4 80
½-pound oval cans, 48 cans to the case.....	3 41
1-pound flat round cans, 48 cans to the case.....	4 60
¼-pound Dingley cans, 100 cans to the case.....	4 25

F. For the purpose of these regulations herring shall mean CLUPEA HAREN GUS.

G. Except as herein otherwise provided, every company or person who fails to make any return required by these regulations, or knowingly makes any untrue statement in any such return, or commits any act or deed in contravention of these regulations, shall be liable upon summary conviction, to a fine not exceeding \$500, and any herring products dealt with contrary to these regulations may be seized and detained and shall be liable to forfeiture to His Majesty, and production operations at any establishment operated or used in such contravention may be suspended pending investigation.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing formation of the Women's Royal Canadian Naval Service**

P.C. 56/6755

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 31st July, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of National Defence for Naval Services reporting:

That there are a number of duties, pertaining to the Naval Forces of Canada, now being performed by men which are capable of being performed by women and, if they were so performed, the men in question would be available for duties of a heavier nature than they are now performing;

That in order to make the men in question so available, it is expedient in the public interests that women be so employed and that the said women be organized on a service basis and form part of the Naval Forces of Canada;

That for the aforesaid purpose, it is considered desirable to proceed with the formation and organization of a Women's Royal Canadian Naval Service, to be comprised in and form part of the Naval Forces of Canada and be a component thereof;

That in order to facilitate the organization, administration, government, discipline, pay, clothing, and other related matters with respect to the Women's Royal Canadian Naval Service, it is desirable that the Minister of National Defence for Naval Services be empowered to make orders and regulations therefor;

That by Order in Council P.C. 4418 dated 17th June, 1941, it was provided that the personnel of the Naval, Military and Air Forces are to be furnished with transportation at special reduced rates when proceeding on embarkation leave or on annual leave. By Order in Council P.C. 30/10066, dated 24th December, 1941, the provisions of Order in Council P.C. 4418 were extended to include personnel of the Canadian Women's Army Corps and the Canadian Women's Auxiliary Air Force (now the Royal Canadian Air Force (Women's Division)), and the Minister of National Defence was authorized to enter into such arrangements as were necessary to make the provisions of the said Order in Council P.C. 4418 applicable to the said Canadian Women's Army Corps and Canadian Women's Auxiliary Air Force and to any such similar Women's Auxiliary Service which might be formed in connection with the Royal Canadian Navy. It is considered desirable to extend the provisions of the said Order in Council P.C. 4418 to include personnel of the Women's Royal Canadian Naval Service. Although the Women's Royal Canadian Naval Service herein referred to is in respect of the Royal Canadian Navy the Women's Auxiliary Service referred to in the said Order in Council P.C. 30/10066 dated 24th December, 1941, nevertheless, it is considered desirable for greater certainty that Your Excellency in Council declare this to be so and authorize the undersigned to make such arrangements, if any, as may be required with the Canadian railways.

That the said proposal was approved by the War Committee of the Cabinet on May 8th, 1942.

The Board concur in the above report and recommend that under and by virtue of the War Measures Act, Chapter 206, Revised Statutes of Canada 1927, and notwithstanding the provisions of any other statute or law, your Excellency in Council be pleased to order as follows:

1. There shall be organized in Canada a formation to be designated the Women's Royal Canadian Naval Service, which formation and the members thereof shall be comprised in and form part of the Naval Forces of Canada as said Naval Forces are defined in the Naval Service Act, Chapter 139 Revised Statutes of Canada 1927, such formation and the members thereof shall be and same are hereby placed on active service.

2. During the continuance in force of this Order, such of the members of the Women's Royal Canadian Naval Service who, pursuant to due authority, have been selected to serve as Officers therein may be granted and hold commissions and, except as otherwise prescribed in Orders or Regulations made by the Minister of National Defence for Naval Services pursuant to this Order, have the power of command exercisable by Officers of the Royal Canadian Navy of relative rank.

3. The Minister of National Defence for Naval Services may make such Orders and Regulations for the organization, administration, government, discipline, pay, clothing and other related matters in respect of the Women's Royal Canadian Naval Service as from time to time he may

deem necessary and expedient, provided any expenditures thereby occasioned be subject to the approval of the Governor in Council.

4. The Naval Discipline Act 1866 and the Acts in amendment thereof, to the extent to which by Section 45 of the Naval Service Act, the said Acts are made applicable to the Naval Service of Canada, shall apply to the Women's Royal Canadian Naval Service and all members thereof to the extent that the same are not inconsistent with the provisions of this Order, and any Order made by the Minister of National Defence for Naval Services hereunder and subject to such limitations and modifications as the Minister of National Defence for Naval Services may from time to time prescribe.

5. That the terms and provisions of Order in Council P.C. 2602 of April 1st, 1942, applying the provisions of the Post Discharge Re-establishment Order (P.C. 7633 of the 1st October, 1941) to the Canadian Women's Army Corps and the Royal Canadian Air Force (Women's Division) shall be and the same are hereby made applicable *mutatis mutandis* to the Women's Royal Canadian Naval Service.

6. That the terms and provisions of Order in Council P.C. 4/7635 of the 1st October, 1941, establishing Regulations and rates with respect to Pensions for the Canadian Women's Army Corps and the Canadian Women's Auxiliary Air Force (now the Royal Canadian Air Force (Women's Division)), shall be and the same are hereby made applicable *mutatis mutandis* to the Women's Royal Canadian Naval Service and that the scale of Pensions for disabilities, provided in the schedule attached to the said Order in Council, shall be available to the relative ranks of the Women's Royal Canadian Naval Service.

7. This Order may be described as the Women's Royal Canadian Naval Service Order (1) and shall be deemed to have come into force and operation on the 1st day of May, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council authorizing refund of Customs duty and taxes on locomotives, railway cars and coaches imported into Canada on and after January 1, 1942

P.C. 66/6755

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 31st July, 1942.*

The Board recommend, under the provisions of the War Measures Act, that authority be granted for the refund or remission of customs duty and taxes, in whole or in part, paid or ordinarily payable on locomotives and railway cars and coaches imported into Canada on and after January 1, 1942, and used locally under the emergency conditions now prevailing provided that the decision of the Minister of National Revenue as to the conditions under which such remission is to be granted shall be final and conclusive.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Dependents' or Marriage Allowance and superannuation allowances and pensions to be paid to classes of women employees listed**

P.C. 106/6755

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 31st July, 1942.*

1. Whereas by Order in Council of December 17, 1941, P.C. 95/9823, Stenographers and Typists, Grade 1, Grade 1A, Grade 2 and any other Stenographers and Typists with equivalent salary rates were exempted from the provisions of the following Orders in Council:—

- (a) P.C. 6/1248 of February 19, 1941, which provides for discontinuance of Dependents' or Marriage Allowance if the recipient is assigned to the Public Service;
- (b) P.C. 21/7609 of December 24, 1940, which provides that superannuation allowances and pensions granted to widows under the provisions of the Civil Service Superannuation Acts, the Royal Canadian Mounted Police Act, and The Militia Pension Act, who are assigned to positions in the Public Service, be discontinued and stand as deferred benefits for the period of their employment;

2. And whereas by subsequent Orders in Council similar exemption has been granted to employees in the following classes:

Office Appliance Operators, Grade 1, Grade 1A, Grade 2.

Teletypists, Grade 1, Grade 2.

Clerk, Grade 1, Grade 1A, Grade 2, employed in the Overseas Treasury Office, Department of Finance.

Graduate Nurses, Indian Affairs Branch and Northwest Territories Administration, Department of Mines and Resources.

Senior Research Assistant, Junior Research Assistant, Senior Laboratory Assistant, Laboratory Assistant, Laboratory Helper, Laboratory Helper, Grade 1A, Assistant Gauge Examiner, Junior Gauge Examiner, Senior Gauge Laboratory Assistant, Gauge Laboratory Assistant, Senior Gauge Laboratory Helper, Gauge Laboratory Helper.

3. And whereas it is deemed expedient to consolidate the authorities for the exemptions listed above, to effect further exemptions, and to provide for the addition to the list of classes which have been exempted other classes as the need may arise:

4. Therefore the Board recommend approval of the exemption from Orders in Council of February 19, 1941, P.C. 6/1248, and December 24, 1940, P.C. 21/7609, of the classes listed in the attached schedule.

5. The Board further recommend that authority be granted for revision from time to time, as may be required, of the attached schedule, by the issue of a minute of the Board detailing the classes for which such exemption is deemed necessary.

(Sgd.)      A. D. P. HEENEY,  
*Clerk of the Privy Council.*

## SCHEDULE

Stenographer, Grade 1	Typist, Grade 1
Stenographer, Grade 1A	Typist, Grade IA
Stenographer, Grade 2	Typist, Grade 2
Office Appliance Operator, Grade 1	
Office Appliance Operator, Grade 1A	
Office Appliance Operator, Grade 2	
Stenographer, Grade 3, Typist, Grade 3, Office Appliance Operator, Grade 3, in cases where compensation for duty in the Public Service of Canada does not exceed \$1,380 per annum, exclusive of Cost of Living Bonus.	
Teletypist, Grade 1	
Teletypist, Grade 2	
Graduate Nurse. Indian Affairs Branch and North West Territories Administration, Department of Mines and Resources.	
Clerk, Grade 1, Grade 1A, Grade 2, employed in the Overseas Treasury Office, Department of Finance.	
Housekeepers, Housemaids, Kitchen Helpers, Laundresses, Repair Women and Waitresses employed in the hospitals of the Department of Pensions and National Health.	
Senior Research Assistant, Junior Research Assistant, Senior Laboratory Assistant, Laboratory Assistant, Laboratory Helper, Laboratory Helper, Grade 1A, Assistant Gauge Examiner, Junior Gauge Examiner, Senior Gauge Laboratory Assistant, Gauge Laboratory Assistant, Senior Gauge Laboratory Helper, Gauge Laboratory Helper, on the staff of the National Research Council.	

**Order in Council amending P.C. 1348, 19th February, 1942—establishment  
of work camps for Japanese Nationals**

P.C. 6758

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 31st day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council dated February 19, 1942 (P.C. 1348) provision was made for the establishment of work camps for enemy aliens, including Japanese Nationals, removed from the protected areas of the Province of British Columbia;

And whereas the said Order in Council provides that,—

“The remuneration of the said aliens, including Japanese Nationals, shall be on the basis of an eight-hour working day and a forty-eight hour week at 25 cents per hour for unskilled labour and the Minister of Labour shall have authority to make regulations, as required from time to time, in respect to wage schedules, hours of labour, medical inspection and to the extent of medical care, hospitalization, unemployment insurance con-

tributions and workmen's compensation benefits which shall be available to enemy aliens, including Japanese Nationals, when employed on the works projects of which he has approved;

The said aliens, including Japanese Nationals, when employed authority of this Order who have dependents resident in Canada shall be required to assign twenty dollars from their monthly earnings for the maintenance of the said dependents and the Dominion, upon approval of the Minister of Labour, may pay in addition an allowance of not more than five dollars a month for each dependent child of an employed enemy alien but such payments shall not be made in respect of more than five dependent children in any one family;

The said enemy aliens, including Japanese Nationals, when employed as aforesaid, shall be deemed to be employees within the meaning of that term as defined in the Government Employees Compensation Act for all purposes other than the payment of compensation for temporary disability, but allowing in all temporary disability cases necessary first aid, medical and hospitalization expenses and in all other cases compensation not in excess of two-thirds of the average weekly earnings of the employee regardless of any minimum rate of compensation, statutory or otherwise, which may be in effect in any province at any time;"

And whereas the Minister of Labour reports that certain of said enemy aliens, including Japanese Nationals, are being employed in various places in Canada at various kinds of work connected with the general evacuation and care of said aliens by the British Columbia Security Commission, charged with conducting said evacuation, and it is deemed expedient that the aforementioned Order in Council P.C. 1348 should be amended to allow of the above cited paragraphs thereof being made applicable to such of said aliens, including Japanese Nationals, as are so employed from time to time by said Commission, and that the proposed amendment to the paragraph which deals with workmen's compensation be declared to be retroactive in effect to February 19, 1942, the date of the said Order in Council;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour and under authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to amend Order in Council dated February 19, 1942 (P.C. 1348) and it is hereby amended by adding the words

"or when employed by the British Columbia Security Commission anywhere in Canada"

- (a) immediately after the word "approved" where same now appears at the conclusion of that paragraph of said Order first above cited, and,
- (b) immediately after the word "Order" where same now appears in that paragraph of said Order cited second above, and,
- (c) immediately after the word "aforesaid" where same now appears in the paragraph of said Order cited third above.

His Excellency in Council is further pleased, hereby, to declare the said last mentioned amendment (to the paragraph dealing with Workmen's Compensation) to be fully retroactive in effect, to and including February 19, 1942, the date of said Order in Council P.C. 1348.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council enlarging and extending powers of the Canadian  
Shipping Board

*Canada Gazette (Extra)*, Aug. 3, 1942

P. C. 6785

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 31st day of July, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL

Whereas by Order in Council P.C. 4251, of December 20, 1939, the Canadian Shipping Board was established;

And whereas the Minister of Trade and Commerce reports that the changes in shipping conditions which have taken place during the last two years make it advisable to revise and consolidate the said Order in Council P.C. 4251, of December 20, 1939, and amendment thereto, and that in order to enable the Canadian Shipping Board to deal more effectively with shipping matters it is considered necessary to enlarge and extend the powers and authority of the Board;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under the authority of the War Measures Act, chapter 206, Revised Statutes of Canada 1927, is pleased to order and doth hereby order as follows:

1. Unless the context hereof otherwise requires:
  - (a) "Board" means the Canadian Shipping Board;
  - (b) "Director" means Director of Shipping;
  - (c) "Minister" means Minister of Trade and Commerce;
  - (d) "Transport Controller" means the Transport Controller appointed under the provisions of Order in Council P.C. 4487, dated June 9, 1942.
2. (1) There shall be a Board to be known as the Canadian Shipping Board, which shall consist of a Chairman, the Director, the Transport Controller, the President of Wartime Merchant Shipping Limited and five other members, who shall hold office during pleasure.  
(2) The Chairman of the Board shall be appointed by the Governor in Council on the recommendation of the Minister, and one member from each of the following Departments, namely, Trade and Commerce, External Affairs, National Defence for Naval Services, National Revenue and Transport, shall be appointed from the officers of the respective Departments by the Minister on the recommendation of the Ministers of the respective Departments. The Board may appoint one of its members as Vice-Chairman of the Board.  
(3) Where for any reason any member is unable to act on the Board, a substitute member may be appointed to replace such member in the same manner in which the member to be replaced was originally appointed to the Board.  
(4) The Board may appoint representatives in the United Kingdom, the United States of America, and elsewhere.

- (5) Four members of the Board shall form a quorum and the concurrence of at least four members shall be necessary for the execution of any act by the Board, and the act of four of its members shall be deemed to be an act of the Board.
- (6) Members of the Board shall be entitled to receive and be paid their actual disbursements for transportation, living and sundry expenses necessarily incurred by them while absent from Ottawa in connection with the discharge of their duties.
- (7) The headquarters of the Board shall be at Ottawa and the meetings of the Board shall be held at Ottawa or at such other place as the Chairman of the Board may decide.
- (8) Every member upon appointment to office shall take and subscribe before the Clerk of the Privy Council an oath which shall be filed in the office of the said Clerk in the following form:

"I . . . solemnly and sincerely swear that I will faithfully and honestly fulfill the duties which devolve upon me as Chairman (or as member) of the Canadian Shipping Board."

- (9) The Board, with the approval of the Minister, may make by-laws, not inconsistent with the provisions hereof, for the direction, conduct and government of its business.

3. The powers and duties of the Board shall be:

- (a) to restrict and control all voyages by British ships registered in Canada of over 150 tons gross, not being classified by the Department of Fisheries as a fishing vessel;
  - (b) to issue the licences required by these Regulations which licences may be special or general with reference to classes of ships and their voyages;
  - (c) to deal with all applications for transportation and priority of movement with respect to the transport of materials and supplies other than those consigned to the Government of the United Kingdom or of any other country, by water between ports in Canada or between ports in Canada and ports in the United Kingdom, or any other of His Majesty's Dominions, or in any other state;
  - (d) to recommend to the departments concerned, or to the Governor in Council, policies or specific measures designed to assist in providing water transport for Canadian import, export and domestic requirements; and
  - (e) to keep in close and constant contact with the United Kingdom Ministry of War Transport and the appropriate departments or agencies of the Government of the United States for the purpose of securing the fullest possible co-operation of the United Kingdom and United States authorities towards meeting Canadian import and export requirements.
4. (1) No British ship registered in Canada of over 150 tons gross, not being classified by the Department of Fisheries as a fishing vessel, shall proceed on any voyage except under the authority of and in accordance with a licence granted by the Board.
- (2) If any such ship referred to in this regulation proceeds or attempts to proceed on any voyage in contravention of this regulation, the Master of the ship and the person having the management thereof shall each be guilty of an offence and such ship shall be liable to be forfeited to His Majesty.

(3) Any person acting on behalf of His Majesty may in relation to any such ship take such steps and use such force as may appear to that person to be reasonably necessary for securing compliance with this regulation or where an offence against this regulation has occurred in the case of the ship, for enabling proceedings in respect of this regulation to be effectively taken;

5. The Board, with the approval of the Governor in Council on the recommendation of the Minister, may employ such professional, technical and other officers, clerks and employees as it may deem necessary for the proper conduct of its business, and with such approval may fix their remuneration.

6. There shall be a Director of Shipping who shall be the Chief Executive Officer of the Board and responsible to it, and who shall be appointed by the Governor in Council on the recommendation of the Board and paid such salary as the Governor in Council may determine.

7. The Director, in carrying out the duties imposed on him by these Regulations, shall at all times be under and subject to the directions of the Board, and shall,

- (a) keep under close survey the present and prospective water-borne transport requirements of Canada;
- (b) deal with such applications as may from time to time be made for transportation and priority of movement with respect to the transport of materials and supplies, other than those consigned to the government of another country, by water between ports in Canada, or between ports in Canada and ports in the United Kingdom, or any other of His Majesty's dominions, or any other state;
- (c) co-operate with the Transport Controller to the end that internal and external freight traffic may be most effectively and efficiently co-ordinated; and
- (d) carry out all instructions he may receive from the Board, and generally any other duties that may be assigned to him by the Board.

8. All persons or parties, agencies, organizations or associations in any manner whatsoever interested in or concerned with the transportation by water of materials and supplies, other than those consigned to the Government of the United Kingdom or of any other power, and all owners or charterers of British ships registered in Canada in which cargo space for transportation by water may be required, shall in all matters act upon and in accordance with the orders issued by the Director acting under the authority of the Board.

9. All persons or parties, agencies, organizations or associations proposing to charter any vessel exceeding 150 tons gross register, not being classified by the Department of Fisheries as a fishing vessel, shall submit in advance full particulars, including rates and conditions of charter hire, to the Director for approval on behalf of the Board; and no such charter as aforesaid shall be made without such approval.

10. (1) Every person who contravenes or fails to comply with any of these Regulations, or any order, rule, by-law or direction, made or given under any of these Regulations, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding five hundred dollars, or to imprisonment for a term not exceeding twelve months, or to both fine and imprisonment; but

such person may, at the election of the Attorney-General of Canada, be prosecuted upon indictment, and if convicted shall be liable to a fine not exceeding five thousand dollars, or to imprisonment for a term not exceeding five years, or to both fine and imprisonment.

- (2) Where the person guilty of an offence against any of these Regulations is a company, corporation, agency, organization or association, every person who at the time of the commission of the offence was a director or officer of the company, corporation, agency, organization or association, shall be guilty of the like offence unless he proves that the act or omission constituting the offence took place without his knowledge or consent, or that he exercised all due diligence to prevent the commission of such offence.

11. Order in Council P.C. 4251 of the 20th day of December, 1939, (as amended), Order in Council P.C. 2524 of the 5th day of September, 1939, and Order in Council P.C. 255 of the 22nd day of January, 1940, are revoked.

12. The Board shall report to the Governor in Council through the Minister.

13. This Order in Council shall be published in the *Canada Gazette* and shall come into force ten days after the date of such publication.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council approving payment in settlement of claims for damage to  
and deterioration of impounded fishing vessels and equipment**

P.C. 6787

*Certified to be a true copy of a Minute of a Meeting of the Committee of the  
Privy Council, approved by His Excellency the Governor General on the  
31st July, 1942.*

The Committee of the Privy Council have had before them a report dated July 29, 1942, from the Minister of Fisheries, representing:

That by Order in Council of May 5 of 1942, P.C. 3737, the Minister of Fisheries was granted authority whereby he may approve and make payment in settlement of claims made upon the Government for damage to and deterioration of impounded fishing vessels and equipment (including repairs arising from such damage or deterioration) owned by persons of Japanese racial origin that may be recommended, in accordance with principles outlined therein by the Committee appointed by Order in Council of January 13, 1942, P.C. 288, to supervise the disposal of such vessels and equipment;

That while the principles approved as a basis for dealing with claims were those recommended by it, the aforementioned Committee now reports that it was intended such principles would constitute a broad outline for procedure and that a strict interpretation of specified items for which claims would be disallowed, i.e., skiffs, or lifeboats, galley equipment, and personal effects, would not in all instances permit settlement of claims on a fair and equitable basis;

Further, that a number of vessels which suffered damage or loss during impoundment were found to be other than Japanese-owned, they having been impounded either by reason of having had Japanese crews or by reason of a doubt as to ownership, and the Committee recommends that claims for damage or loss in respect of such boats during detention should be dealt with in a manner similar to claims for damage or loss to Japanese-owned boats while under detention; and

That the Committee in its disposal operations has, in collaboration with the Commanding Officer, Pacific Coast, Department of National Defence for Naval Services, made due allowance for the foregoing considerations in determining fair and equitable settlement of damage claims of individual boats placed under its supervision to permit disposal negotiations to proceed without interruption and in the interests of enabling release of the vessels as quickly as possible for employment in the fishing industry.

The Committee, therefore, on the recommendation of the Minister of Fisheries (concurred in by the Minister of National Defence for Naval Services), advise that under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, the terms of the aforementioned Order in Council dated May 5, 1942, P.C. 3737, be modified and amended so that the Minister of Fisheries may be authorized to approve and make payment in settlement of,

1. Claims which may include items for skiffs or lifeboats, galley equipment, and personal effects.
2. Claims for damage to and deterioration of impounded fishing vessels and equipment (including repairs arising from such damage and deterioration) subsequently found by the Committee to be vessels and equipment owned by persons other than of Japanese racial origin.
3. Expenses incurred by the Committee incidental to reconditioning and disposal of the vessels and equipment placed under its supervision.

as may be recommended by the Committee appointed by Order in Council of January 13, 1942, P.C. 288.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing that the Commission appointed re B.C. shipyards be constituted a Board of Conciliation and Investigation**

P.C. 6803

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 31st July, 1942.*

The Committee of the Privy Council have had before them a report, dated 31st July, 1942, from the Minister of Labour, representing:—

That by Order in Council P.C. 5964 dated July 13, 1942, a Commission of five persons was appointed under Part 1 of The Inquiries Act, to examine into certain matters in connection with the shipyards in the Province of British Columbia;

That it is expedient, because of the nature and scope of the inquiry, that a Board of Conciliation and Investigation be established under the Industrial Disputes Investigation Act to inquire into the matters referred to in the said Order in Council P.C. 5964; and

That notwithstanding the provisions of the Industrial Disputes Investigation Act or any other statute or law, it is advisable for the security, defence, peace, order and welfare of Canada that the members of the Commission appointed by Order in Council P.C. 5964 dated July 13, 1942, be appointed members of said Board of Conciliation and Investigation.

The Committee, therefore, on the recommendation of the Minister of Labour, advise that, under and by virtue of the provisions of the Industrial Disputes Investigation Act, Chapter 112 of the Revised Statutes of 1927 and the War Measures Act, Chapter 206 of the Revised Statutes of 1927, the members of the Commission appointed by Order in Council P.C. 5964 dated July 13, 1942, be hereby constituted a Board of Conciliation and Investigation for the purposes aforesaid, from that date.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council enlarging and extending powers of Wartime Administrator of the Port of Halifax**

P.C. 6831

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 4135, dated May 22, 1942, Edward Launcelot Cousins was appointed Wartime Administrator of the Port of Halifax, with the powers and authorities set out in the said Order in Council;

And whereas the War Committee of the Cabinet considers it advisable that the powers and authorities conferred upon the said Administrator by the said Order in Council should be enlarged and extended as hereinafter provided;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply and under and by virtue of the powers conferred by The War Measures Act, and all other enabling powers in that behalf, is pleased to order and doth hereby order as follows:—

1. The powers and authorities conferred upon the Wartime Administrator of the Port of Halifax by Order in Council P.C. 4135 dated May 22, 1942, are hereby enlarged and extended to include power to exercise full authority over and the supervision, direction and co-ordination of all activities and operations (except those of the Navy, Army, Air Force and Royal Canadian Mounted Police) of all ports and harbours in any of the three provinces of Nova Scotia, New Brunswick and Prince Edward Island, to the same extent and with the same privileges

and immunities and subject to the same instructions and directions as provided in the said Order in Council P.C. 4135 with respect to the supervision, direction and co-ordination of the activities and operations of the Port of Halifax.

2. Any person violating or interfering with the exercise by the said Administrator of any of the powers, authorities and rights herein conferred upon the said Administrator shall be liable upon summary conviction to a fine not exceeding \$5,000 or imprisonment for a term not exceeding five years or to both fine and imprisonment.

(Sgd.) H. W. LOTHROP,  
Asst. Clerk of the Privy Council.

**Order in Council remitting penalties under Section 10 of the Electricity Inspection Act and Section 9 of the Gas Inspection Act under certain circumstances**

P.C. 6835

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the provisions of Section ten of The Electricity Inspection Act, Statutes of Canada, 1928, Chapter 22, electric meters shall be presented from time to time as therein provided for reverification and resealing or restamping or for the cancellation of the seal or stamp; .

And whereas under the provisions of subsection five of Section nine of The Gas Inspection Act, Revised Statutes of Canada, 1927, Chapter 82, gas meters shall likewise be presented for reverification and resealing or for the cancellation of the seal;

And whereas penalties are provided for non-compliance with the provisions of The Electricity Inspection Act and the Gas Inspection Act hereinbefore referred to;

And whereas the Minister of Trade and Commerce reports that owing to the restrictions placed on the use of various metals required for the manufacturing and repairing of meters and on the use of gasoline and rubber essentials in the operation of motor vehicles required for the removal and bringing in of meters, it has in certain cases become impossible for persons to comply with the provisions of The Electricity Inspection Act and the Gas Inspection Act hereinbefore referred to; and

That it is deemed advisable to relieve persons from penalties under such circumstances;

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under and by virtue of the provisions of the War Measures Act, Revised Statutes of Canada, 1927, Chapter 206, is pleased to order and doth hereby order as follows:

"Proof that the reasonable or probable effect of any order, regulation or direction made or given under or pursuant to the War Measures Act,

R.S.C. Chapter 206, or the Department of Munitions and Supply Act (Second Session), Chapter 3, as amended by Chapter 31 of the Statutes of 1940, is to prevent any person from complying with Subsection (5) of Section 9 of the Gas Inspection Act, R.S.C. Chapter 82, or Section 10 of the Electricity Inspection Act, 1928, shall be a good defence to any prosecution of such person under either Subsection (5) of Section 9 of the Gas Inspection Act or Section 10 of the Electricity Inspection Act, 1928, aforesaid."

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

**Order in Council authorizing regulations respecting the exportation of certified seed potatoes**

*Canada Gazette (Extra), September 3, 1942*

P.C. 6836

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council dated the 15th day of April, 1941, P.C. 2520, established regulations setting up the Special Products Board with authority, inter alia, to regulate the export of special products under agreement with the United Kingdom;

And whereas the Minister of Agriculture reports that by reason of the shortage of ocean freight space and in the interest of the industry, it has become desirable and expedient to authorize the said Board to regulate the marketing for export of certified seed potatoes to countries other than the United States of America; and

That it is necessary, therefore, to extend the powers and authority of the said Board, with respect to the exportation of certified seed potatoes, to enable it to regulate the marketing for export of the said product to any country other than the United States of America;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Agriculture, and under the authority of the War Measures Act, is pleased to make the annexed regulations with respect to the exportation of certified seed potatoes to countries other than the United States of America from any province or provinces of Canada to which these regulations may apply, and they are hereby made and established accordingly.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

# REGULATIONS RESPECTING THE EXPORTATION OF CERTIFIED SEED POTATOES

1. These regulations and any amendments or additions thereto may be cited as the "Certified Seed Potato Export Regulations" and shall be applicable in and to any province or provinces of Canada upon publication in the *Canada Gazette* of an Order of the Special Products Board.

## *Interpretation*

2. For the purposes of these regulations, unless the context otherwise requires,

- (a) "Board" means the Special Products Board established by the Governor in Council by Order dated the 15th day of April, 1941, P.C. 2520.
- (b) "Certified Seed Potatoes" means potatoes so designated under the Destructive Insect and Pest Act and grown in or shipped from the province or provinces to which these regulations apply.
- (c) "Advisory Committee" means a committee appointed by the Government of the province.

3. The Board shall have power,

- (a) to regulate the export of certified seed potatoes to any country except the United States of America and to that end to arrange with any person to deliver and ship certified seed potatoes of the quantity and quality specified, at such time and to such destination as it may direct;
- (b) to appoint a manager who will consult with the Advisory Committee in carrying out within a province the orders and requirements of the Board;
- (c) to prohibit any person from shipping or attempting to ship directly or indirectly any certified seed potatoes to countries other than the United States of America except with the approval of the Board;
- (d) to establish prices at which certified seed potatoes may be sold to any person in any country other than the United States of America, and to establish differentials in prices as between the official grades thereof;
- (e) to authorize its manager to receive orders for certified seed potatoes, quote prices established by the Board, arrange sales, receive on behalf of and distribute to shippers proportionate shares of the proceeds of sales of certified seed potatoes;
- (f) to require any person producing, dealing in, or having control of any certified seed potatoes or accommodation suitable for the storage of certified seed potatoes, to make periodical or other returns at such times and containing such particulars as the Board may require;

3. (g) to make such orders or requirements as it may deem expedient for the conduct of its business, not inconsistent with these regulations;

4. (1) Any person who

- (a) fails to make any return which he is required to make by the Board or its manager, or knowingly makes any untrue statement of any such return; or
- (b) except by fire, lightning, tempest, Act of God, or the King's enemies, fails to comply with any order of the Board or its manager; or
- (c) exports or attempts to export certified seed potatoes in contravention of any order of the Board; or

- (d) exports or attempts to export certified seed potatoes at a price or prices other than that established or approved by the Board; shall be guilty of an offence under these Regulations and shall be liable on summary conviction to a fine not exceeding \$5,000 and if he be convicted in respect of a failure to make a return as required by paragraph (a) hereof and the failure continues after the conviction, he shall be liable on summary conviction to a fine not exceeding \$200 for each day on which such failure continues, not however, exceeding a total of \$5,000.
- (2) Where an offence under these Regulations, committed by a body corporate, is proved to have been committed with the consent or connivance of any Director, Manager, Secretary or other officer of the body corporate, he, as well as the body corporate, shall be deemed to be guilty of an offence and shall be liable to be proceeded against and punished accordingly.

5. These regulations shall be regarded as supplementary to those regulations under Order of the Governor General in Council dated the 15th day of April, 1941, P.C. 2520.

**Order in Council amending regulations re agricultural land owned by persons of the Japanese race**

P.C. 6885

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Mines and Resources and the Minister of Pensions and National Health report that substantial progress has been made by the Director of Soldier Settlement in appraising the value of all agricultural lands in any protected area of British Columbia owned by persons of the Japanese race or by Japanese Companies;

And whereas the regulations made by Order in Council P.C. 5523, dated 29th June, 1942, provide, in Section 3, that the Director may, in his sole discretion, exercise the powers therein contained;

And whereas the Ministers are of the opinion that in the absence of the Director the powers conferred on him by the said regulations should not lapse but should be performed by an officer named by the Minister during the absence of the Director;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Mines and Resources and the Minister of Pensions and National Health and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to amend the regulations made by Order in Council P.C. 5523, dated 29th June, 1942, and they are hereby amended by revoking Section 3 thereof and substituting the following therefor,—

3. The Director may, at his discretion, approve or refuse to approve, either unconditionally or subject to such terms or conditions as to him

seem fair and reasonable, the purchase, sale, lease or other acquisition or disposition, or any agreement therefor, of any agricultural land in a protected area of British Columbia owned by any person of the Japanese race or by any Japanese Company.

- (1) In the absence of the Director an officer named by the Minister shall have the powers and perform the duties of the Director with regard to all matters herein contained.

(Sgd.)      H. W. LOTHROP,  
                 *Asst. Clerk of the Privy Council.*

**Order in Council authorizing a Board of Management to administer the hostels erected by the Department of Public Works**

P.C. 6886

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council P.C. 6042 of July 13, 1942, authorizing the construction of hostels by the Department of Public Works for junior female employees in the public Service in the City of Ottawa, instructs the Civil Service Commission to submit proposals for the proper management and administration of these hostels when erected;

And whereas the Secretary of State reports that after consultation with the Civil Service Commission it is considered desirable that these hostels should be administered under the direction of a Board of Management;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Secretary of State and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

There shall be a Board of Management of the said hostels (hereinafter called the "Board"), consisting of Mr. B. J. Roberts, a member of the National Harbours Board, who shall act as Chairman; Mr. Robert Sommerville, General Manager, Hotel Department, Canadian National Railways, and Miss Beatrice Belcourt, all of the City of Ottawa.

The powers, duties and regulations under which the Board shall act shall be as follows:—

- (1) The Board shall be charged with the administration, management and control of the said hostels, with the object of providing suitable living accommodation at reasonable cost for junior female employees who come to Ottawa from outside places and are employed in the Public Service or in the service of an agency of or a corporation wholly owned by the Crown. The Board shall exercise such incidental powers, rights and privileges and discharge such duties and responsibilities as are by this order expressly or by implication conferred or placed upon the Board in carrying out the abovementioned powers and duties;

- (2) The Board may make rules and regulations (a) prescribing the duties and responsibilities of its officers, clerks and employees; (b) determining, after consultation with the Civil Service Commission, those who are eligible to receive accommodation; and (c) generally for the administration, management and control of the hostels, including the privileges and responsibilities of those who receive accommodation;
- (3) The Board shall fix and collect the charges for accommodation, meals and other services;
- (4) The headquarters of the Board shall be at Ottawa and meetings of the Board shall be held at Ottawa. Two members of the Board shall form a quorum. The members of the Board shall hold office during pleasure;
- (5) Members of the Board shall be entitled to receive and be paid their actual disbursements for living expenses and transportation when absent from Ottawa in connection with the discharge of their duties;
- (6) Every member, upon appointment to office, shall take and subscribe before the Clerk of the Privy Council an oath which shall be filed in the office of the said Clerk in the following form:—

“I, ..... , solemnly and sincerely swear that I will faithfully and honestly fulfil the duties which devolve upon me as Chairman (or as member) of the Board of Management of hostels constructed by the Department of Public Works for junior female employees in the Public Service in the City of Ottawa.”
- (7) The Board shall as soon as possible, but within three months after the termination of each calendar year, submit an annual report to the Secretary of State in such form as he may prescribe.

(Sgd.)      H. W. LOTHROP,  
                        *Asst. Clerk of the Privy Council.*

**Order in Council authorizing that the price of manufactured tobacco for the computation of the Cost of Living Index shall not include any tax imposed under the Special War Revenue Act**

P.C. 6887

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 6219 of July 20, 1942, the Dominion Bureau of Statistics is directed to exclude any tax levied on cigarettes under The Special War Revenue Act from the computation of the cost of living index for the purposes of the Wartime Wages Control Order, P.C. 5963 of July 10, 1942, the Wartime Salaries Order P.C. 1549 of February 27, 1942, and Order in Council P.C. 6702 of August 26, 1941, providing for the payment of cost of living bonuses to certain classes of members of the Public Service of Canada;

And whereas the Minister of Finance reports that any tax levied under the Special War Revenue Act on manufactured tobacco other than cigarettes or cigars is in all respects similar to the aforesaid tax on cigarettes and expenditures on tobacco and cigarettes are given a combined weight of 3 per cent in the computation of the cost of living index;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered that in the computation of the cost of living index for the purposes of Orders in Council P.C. 5963 of July 10, 1942, P.C. 1549 of February 27, 1942, and P.C. 6702 of August 26, 1941, the price of manufactured tobacco shall not include any tax imposed under the Special War Revenue Act.

(Sgd.)      H. W. LOTHROP,  
                  Asst. Clerk of the Privy Council.

**Order in Council amending P.C. 1802, 9th March, 1942—regulation No. 15**

P. C. 6890

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 4th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL

Whereas Order in Council P.C. 1802, dated March 9, 1942, bestowed upon the Canadian Wheat Board certain powers and provided regulations with respect to the 1942 wheat crop;

And whereas the Canadian Wheat Board advises that an amendment to Regulation No. 15 is desirable;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the War Measures Act, Chapter 206, Revised Statutes of Canada 1927, is pleased to amend the above mentioned regulation and it is hereby amended by the addition thereto of the following:

- (a) Whenever a quota of the grain produced on any land becomes deliverable, any producer entitled to a definite share of the crop as landlord, vendor, mortgagee or otherwise, shall be entitled to have delivered in his name a share of such quota proportionate to such producer's said definite share of the crop, and shall have full right to make delivery as a producer, and for such purpose the permit holder shall make the permit book available; Provided that the actual producer shall be entitled to deliver the first five bushels of wheat permitted to be delivered for each authorized acre shown in the permit book, but such priority for delivery of the first five bushels shall not diminish the total amount of wheat which any other producer is entitled to receive and deliver or have delivered from the land covered in the permit book; this proviso, however, shall not apply where the actual producer is merely a tenant under lease from a landlord and is not a mortgagor or purchaser.

Provided further that nothing in this regulation shall in any way derogate from, or interfere with any provincial law or enactment,

- (b) The enforcement of this regulation shall be the direct concern and responsibility of the interested parties themselves and no legal obligation shall devolve on the Board in respect thereto.
- (c) "Actual producer" shall mean a producer actually engaged in the production of the wheat. "Authorized acreage" and "basic acreage" shall mean the acreage for wheat delivery purposes established by the Canadian Wheat Board for the farm lands described in the permit book pursuant to regulations Nos. 3 and 4 above.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

**Order in Council authorizing amendments to The Merchant Seamen  
Order 1941**

P.C. 6894

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 5th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of National Defence for Naval Services reports that the Minister of Transport has advised that the "Interdepartmental Committee on matters relating to Merchant Seamen, as established by Order in Council dated 15th June, 1942, P.C. 4970, has reported that in the light of experience gained in the administration of the Merchant Seamen Order 1941, made and established by Order in Council dated 4th April, 1941, P.C. 2385, and amendments thereto, and in consequence of the passing of the Manning Pools (Alien Merchant Seamen) Order 1942, as made and established by Order in Council dated 15th June, 1942, P.C. 4924, certain amendments to the said Merchant Seamen Order 1941 as amended are necessary and desirable;

That in respect of Committees of Investigation for which provision is made under the Merchant Seaman Order 1941, these are now required to consist of a representative of each of the Department of National Defence for Naval Services, the Department of Transport and the Royal Canadian Mounted Police, all of which are required to be nominated by the Minister of Justice. It frequently happens that a Committee of Investigation is required to be convened at short notice and due to other and pressing duties a representative of the Department of Transport to serve thereon is not always available, which results in there being delay in dealing with a complaint made in respect of the seaman and removing him from his ship, which in turn results in the departure of the said ship being delayed.

That accordingly, the Interdepartmental Committee has recommended that a Committee of Investigation, established under the Merchant Seamen Order 1941, consist of a representative of the Department of National Defence for Naval Services and of the Royal Canadian Mounted Police and that a representative of the Department of Transport on such Committee of Investigation no longer be required.

And whereas Section 9 of the Manning Pools (Alien Merchant Seamen) Order 1942, as made and established by Order in Council dated 15th June, 1942, P.C. 4924, provides that the Merchant Seamen Order 1941, as made and established by Order in Council dated 4th April, 1941, P.C. 2385, and all amendments from time to time made thereto shall apply to all Manning Pools established under the said The Manning Pools (Alien Merchant Seamen) Order 1942, to persons carried on the strength thereof, to directors or other persons in charge thereof and to members of the staffs thereof as if such Manning Pools and all such persons aforesaid were "Manning Pools" and "Seamen" respectively within the meaning of the said The Merchant Seamen Order 1941, as amended;

And whereas the Minister further reports that the Interdepartmental Committee has recommended that as a matter of abundant caution it is desirable that clauses (d) and (f) of paragraph 2 of The Merchant Seamen Order 1941 as amended (which define "seamen" and "manning pools" respectively) be further amended so as to include the Manning Pools and persons referred to in the said Section 9 of the Manning Pools (Alien Merchant Seamen) Order 1942.

Now therefore, His Excellency the Governor General in Council on the recommendation of the Minister of National Defence for Naval Services and under and by virtue of the War Measures Act, Chapter 206 Revised Statutes of Canada, 1927, and notwithstanding the provisions of any other Act, Law or Regulation, is pleased to amend the Merchant Seamen Order 1941 as amended and it is hereby further amended as follows:—

1. Clause (d) of paragraph 2 is revoked and the following substituted therefor:—

(d) "Seamen" means and includes the Master, officers, members of the crew and staff, lawfully engaged to serve on board a ship, persons carried on the strength of a Manning Pool, directors or other persons in charge thereof.

Clause (f) of the said paragraph 2 is repealed and the following substituted therefor:—

(f) "Manning Pools" means and includes all seamen's Manning Pools in Canada established under and by virtue of Order in Council dated the 19th day of May, 1941, P.C. 14/3550, and all Manning Pools established under The Manning Pools (Alien Merchant Seamen) Order, 1942.

2. Section 3 is revoked and the following substituted therefor:—

"The Minister of Justice may nominate representatives from the Department of National Defence for Naval Services and the Royal Canadian Mounted Police as Committees of Investigation and any two representatives so nominated may constitute such a Committee."

His Excellency in Council is further pleased to order that the aforesaid amendments to the Merchant Seamen Order 1941 shall be deemed to have come into force and operation as of and from the fifteenth day of June, 1942.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

Order in Council authorizing new five-cent coin

P.C. 6935

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 5th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the Currency Act, Chapter 40 of the Revised Statutes of Canada, 1927, the five-cent piece coined by the Royal Canadian Mint for circulation in Canada is required to be of pure nickel with a standard weight of seventy grains with a remedy allowance of 2.00 grains per piece;

And whereas it is necessary to conserve nickel for urgent war purposes;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under and by virtue of the powers vested in the Governor in Council by the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order,—

1. That a new piece of mixed metal, that is to say, an admixture of copper and zinc, shall, in addition to the pure nickel five-cent piece, be coined to the value of five cents of the same design and dimensions as the current five-cent nickel coin.

Denomination of Coin	Standard Weight Grains	Standard Fineness Mixed metal, Copper and Zinc	Remedy Allowance Weight per Piece Grains	Millesimal Fineness Nil.
Tombac				
Five Cent	70		*2.00	

\*This remedy is not to exceed one hundred grains per avoirdupois pound of one hundred pieces.

2. That every five-cent coin of mixed metal shall have for the design of the obverse impression: Our Effigy with the inscription "GEORGIUS VI D: G: REX ET IND: IMP:", and for the reverse impression: A Beaver; above "5 CENTS" between two maple leaves, and below, CANADA and the date of the year. The coin shall have a plain edge having twelve sides.

(Sgd.) H. W. LOTHROP,  
Asst. Clerk of the Privy Council.

Order in Council stabilizing wage rates re essential projects in  
British Columbia

P.C. 1/6956

Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 5th August, 1942.

The Board had under consideration the following memorandum from the Honourable the Minister of Labour:—

"The undersigned has the honour to report that in order to procure the completion, without undue delay, of essential projects extending existing communication facilities in British Columbia, it is necessary to stabilize wage rates for the duration of the contract for the occupational classifications employed thereon:

1. The Department of National Defence for Air has undertaken a program extending existing communication systems in British Columbia as an urgent measure in the National interest;

2. The Department of Munitions and Supply has let contracts for different sections of the communications network in British Columbia to various telephone and telegraph Companies;

3. It is expedient that basic wage rates of the contracting companies be equalized as nearly as possible for the duration of these contracts in the interests of industrial peace and the early completion of the project.

The undersigned further recommends that Your Excellency in Council be pleased, under authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, to make the following Regulations:

- (i) An employer undertaking work on contracts from the Department of Munitions and Supply for the construction of sections of the Pacific Communication Program shall, for the duration of such contract, pay to employees performing work on such contracts, basic wage rates not less than the minimum basic wage rates in the following schedule:

Groundmen .....	60c. per hour (plus overtime at the rate of time and one-half for work performed in excess of 44 hours per week)
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Linemen (Second Class) .....	75c. per hour	ditto
Linemen (First Class) .....	90c. per hour	ditto
Cooks .....	65c. per hour	ditto
Truckdrivers .....	65c. per hour	ditto
Foremen .....	\$190 per month, plus board	
Supervisor .....	\$220 per month, plus board	

- (ii) if a range of wage rates or a single wage rate paid by such employer in respect of any occupational classification included in this schedule and forming part of the basic scale of wage rates paid by him on November 15, 1941, is lower than the minimum wage rate required to be paid in accordance with this schedule in respect of such occupational classification, such employer shall increase such wage rate in accordance with such schedule, but no employer shall by reason of such schedule decrease any range of wage rates or a single wage rate forming part of the basic scale of wage rates paid by him on November 15, 1941, or authorized subsequently by a War Labour Board.

- (iii) an employer undertaking work on contracts for the construction of sections of the Pacific Communication Program shall be and is hereby authorized to increase ranges of wage rates or single wage rates forming part of the basic scale of wage rates paid by him on November 15, 1941, only in respect of occupational classifications for which minimum wage rates are herein specified, and to the extent herein indicated, and only during the period of such contract."

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) H. W. LOTHROP,  
Asst. Clerk of the Privy Council.

**Order in Council prohibiting export except under permit of non-ferrous metals and their products**

*Canada Gazette (Extra), August 12, 1942*

P.C. 7003

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 12th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Industries Control Board has advised that it is deemed desirable, in order to conserve Canadian supplies of Silver, that the exportation of Silver and certain silver products be similarly prohibited;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206 R.S.C. 1927) His Excellency the Governor General in Council is pleased to order as follows:—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

*Group 6.—Non-Ferrous Metals and Their Products:*

Silver, silver ores and concentrates, metal and alloys, semi-fabricated and fabricated, scrap, salts and compounds.

2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.

3. This Order shall come into force and have effect on and after the twelfth day of August, 1942.

(Sgd.) H. W. LOTHROP,

*Asst. Clerk of the Privy Council.*

**Order in Council approving an agreement with the U.S.A. regarding claims arising from collisions between ships of the R.C.N. and ships of the U.S. Navy**

P.C. 7008

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 12th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of National Defence for Naval Services reports that negotiations are in progress between His Majesty's Government and the United

States Government with respect to an agreement of mutual forbearance, regarding claims arising from collisions between United Kingdom and United States Naval Vessels;

That in connection with the said negotiations the Canadian Government has been given the opportunity of entering into a similar agreement with the United States Government, in respect of collisions between ships of the Royal Canadian Navy and United States Navy;

That the basis of the agreement is that for the duration of the war, and for such period after the war, as is mutually convenient the loss arising from collisions between ships of the Royal Canadian Navy and ships of the United States Navy, should as far as it is possible lie where it falls;

That the Under-Secretary of State for External Affairs, has submitted in draft, a proposed note to the Canadian Minister in Washington, indicating the desire of the Canadian Government to enter into an arrangement as hereinbefore stated, and indicating that any agreement would be in the form of an exchange of notes.

And whereas the Minister of National Defence for Naval Services recommends that the arrangement be approved, and that an agreement be entered into between the respective Governments in manner aforesaid by the Under-Secretary of State for External Affairs.

Therefore, His Excellency the Governor General in Council, under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada 1927, and notwithstanding the provisions of any other Act, Law, or Regulation, is pleased to approve and doth hereby approve such agreement whereby the loss arising from collisions between ships of the Royal Canadian Navy and ships of the United States Navy, would as far as it is possible lie where it falls.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

**Order in Council exempting imports of pine lumber from various taxes**

P.C. 7020

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 13th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas imports of planks, boards and other lumber of wood, sawn, split or cut, and dressed on one side only, but not further manufactured are exempt from customs duty regardless of the country of origin;

And whereas imports of planks, boards, deals and other lumber of wood, not further manufactured than planed, dressed, jointed, tongued or grooved, n.o.p. are subject to a rate of duty of customs of 10 per cent ad valorem when entitled to British Preferential or Intermediate Tariff treatment and 25 per cent ad valorem when subject to General Tariff treatment;

And whereas the 10 per cent war exchange tax applies to imports of lumber from countries the products of which are subject to Intermediate or General Tariff treatment;

And whereas the 3 per cent special excise tax applies to imports of lumber from countries the products of which are subject to General Tariff treatment;

And whereas the Minister of Finance reports that it is necessary to import a considerable quantity of ponderosa pine lumber and California sugar pine lumber for use in the manufacture of window sash and doors;

That there has been a substantial increase in the landed cost in Canada of imports of ponderosa pine lumber and California sugar pine lumber; and

That the Timber Controller is of the opinion that the national interest would be best served in the present emergency by exempting imports of ponderosa pine lumber and California sugar pine lumber from the payment of customs duties and taxes;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order that imports of ponderosa pine lumber (*pinus ponderosa*) and California sugar pine lumber (*pinus Lambertiana*), not further manufactured than planed or dressed on two sides be and they are hereby accorded the tariff treatment hereunder indicated, effective August 1, 1942:—

Ponderosa pine lumber (*pinus ponderosa*) and California sugar pine lumber (*pinus Lambertiana*), not further manufactured than planed or dressed on two sides.....

British Preferential Tariff Free	Intermediate Tariff Free	General Tariff Free
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(To be designated as Tariff Item 504a.)

His Excellency in Council is further pleased to order and doth hereby order that imports of the pine lumber described above be exempt from the war exchange tax of 10 per cent ad valorem and the 3 per cent special excise tax, effective August 1, 1942.

(Sgd.) H. W. LOTHROP,  
*Asst. Clerk of the Privy Council.*

**Order in Council exempting imports of vegetable fibres other than cotton from various taxes**

P.C. 7021

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 13th day of August, 1942.

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas imports of vegetable fibres other than cotton, not coloured, nor further manufactured than dried, cleaned, cut to size, ground and sifted are exempt from customs duty regardless of the country of origin;

And whereas the 10 per cent war exchange tax applies to imports of vegetable fibres other than cotton, not coloured, nor further manufactured than dried, cleaned, cut to size, ground and sifted from countries the products of which are subject to Intermediate or General Tariff treatment;

And whereas the 3 per cent special excise tax applies to imports of vegetable fibres other than cotton, not coloured, nor further manufactured than dried, cleaned, cut to size, ground and sifted from countries the products of which are subject to General Tariff treatment;

And whereas The Wartime Prices and Trade Board recommends that imports of vegetable fibres as described above be exempt from the war exchange tax of 10 per cent ad valorem and the special excise tax of 3 per cent;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order as follows:—

1. Vegetable fibres other than cotton, not coloured, nor further manufactured than dried, cleaned, cut to size, ground and sifted, when imported from countries the products of which are subject to Intermediate or General Tariff treatment are hereby exempted from the war exchange tax of 10 per cent ad valorem;
2. Vegetable fibres other than cotton, not coloured, nor further manufactured than dried, cleaned, cut to size, ground and sifted, when imported from countries the products of which are subject to General Tariff treatment are hereby exempted from the special excise tax of 3 per cent; and
3. The aforementioned exemptions from war exchange tax and special excise tax shall take effect on August 1, 1942.

(Sgd.) H. W. LOTHROP,  
Asst. Clerk of the Privy Council.

**Order in Council amending rates of pilotage dues for Restigouche River Pilotage District**

P.C. 7293

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 18th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Acting Minister of Transport reports that at a meeting of the members of the Pilotage Authority for the Restigouche River Pilotage District, N.B., held on the 6th June, 1942, subsections (d) and (e) of By-law No. 4 of the By-laws of the said Pilotage District, which were confirmed by Order in Council, P.C. 586, of the 7th March, 1935, were cancelled and new subsections were made in substitution therefor;

That the said Pilotage Authority consider that pilotage rates in that district should be increased to offset conditions arising out of the present hostilities and in the circumstances have, under date of 6th June, 1942, amended By-law No. 4 by adding a paragraph thereto lettered (f), providing for the pilotage dues payable by any vessels under the By-laws of the said pilotage district, with the exception of movage charges, to be subject to a surcharge of ten per centum (10%) for the duration of the present hostilities;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Transport, is pleased to confirm the attached new subsections (d) and (e) of By-law No. 4 of the By-laws of the Restigouche River Pilotage District, and they are hereby confirmed in accordance with the provisions of Section 319 of the Canada Shipping Act, 1934.

His Excellency the Governor General in Council, on the same recommendation and under and by virtue of the provisions of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and notwithstanding anything contained in the Canada Shipping Act, 1934, or any By-law made thereunder, is further pleased to confirm and doth hereby confirm the above-mentioned amendment to By-law No. 4, lettered (f), hereto appended.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council exempting certain dried milk products, when imported as animal or poultry feeds, from customs duties and War Exchange Tax**

P.C. 7353

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 18th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council P.C. 3011, dated April 14, 1942, exempted dried whey, dried skim milk and dried buttermilk from the Customs duty of  $2\frac{1}{2}$  cents per pound under the British Preferential Tariff and of 5 cents per pound under the Intermediate and General Tariffs, when imported for use as animal or poultry feeds or when imported for use in the manufacture of animal or poultry feeds, during the period April 1, 1942, to July 31, 1942;

And whereas the said Order in Council also exempted dried whey, dried skim milk and dried buttermilk, when imported for use as animal or poultry feeds or when imported for use in the manufacture of animal or poultry feeds, from the War Exchange Tax of 10 per cent;

And whereas the Minister of Finance reports that several shipments of dried whey, dried skim milk and dried buttermilk were imported into Canada on or before July 31, 1942, but not entered at Customs; and

That the Wartime Prices and Trade Board recommends that the aforementioned shipments of dried whey, dried skim milk and dried buttermilk be exempt from Customs duty and War Exchange Tax.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order that shipments of dried whey, dried skim milk and dried buttermilk, when imported for use as animal or poultry feeds or when imported for use in the manufacture of animal or poultry feeds, imported into Canada on or before July 31, 1942, but not entered at Customs, be admitted duty free and exempt from War Exchange Tax.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

Proclamation

*Canada Gazette (Extra)*, August 20, 1942

L. P. DUFF,  
Deputy Governor General.

[L.S.]

CANADA

GEORGE THE SIXTH, by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas KING, Defender of the Faith, Emperor of India;

To all to whom these Presents shall come or whom the same may in anywise concern,

GREETING:

A PROCLAMATION

E. MIAUL,  
Acting Deputy Minister of Justice,  
Canada.

Whereas Our Dominion of Canada in common with the United Kingdom, the other Dominions of the British Commonwealth of Nations, the United States of America, and Allied and Associated Powers, has voluntarily taken up arms to defend the rights and liberties of free peoples against violence and aggression;

And whereas a state of war exists between Our said Dominion and the German Reich, Italy, Roumania, Hungary, Finland and Japan;

And whereas We have given expression to our desire that Our People of the United Kingdom should set apart Thursday, the third day of September next as a National Day of Prayer and Dedication;

We, therefore, believing that Our People of Canada would wish to associate themselves with such an observance, have thought fit, by and with the advice of Our Privy Council for Canada, to appoint, and We do hereby appoint, Sunday, the sixth day of September next, to be throughout Our Dominion of Canada, a Day of Humble Prayer and Intercession to Almighty God and of Special Dedication to National Service and Sacrifice on behalf of the cause undertaken by Canada, by the United Kingdom and other Dominions of the British Commonwealth of Nations, the United States of America, and Allied and Associated Powers, and all those who are offering their lives for our cause, and for a speedy and favourable peace that shall be founded on understanding and not hatred, to the end that peace shall endure.

Of all which Our Loving Subjects and all others whom these Presents may concern are hereby required to take notice and to govern themselves accordingly.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent and the Great Seal of Canada to be hereunto affixed. WITNESS: Our Right Trusty and Well-beloved Counsellor the Right Honourable Sir LYMAN POORE DUFF, a Member of Our Most Honourable Privy Council, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, Chief Justice of Canada and Deputy of Our Dear Uncle, Our Right Trusty and Right Well-Beloved Cousin and Counsellor, Alexander Augustus Frederick George, Earl of Athlone, Knight of Our Most Noble Order of the Garter, a Member of Our Most Honourable

Privy Council, Knight Grand Cross of Our Most Honourable Order of the Bath, Grand Master of Our Most Distinguished Order of Saint Michael and Saint George, Knight Grand Cross of Our Royal Victorian Order, Companion of Our Distinguished Service Order, Colonel in Our Army (retired), having the honorary rank of Major-General, one of Our Personal Aides-de-Camp, Governor General and Commander-in-Chief of Our Dominion of Canada.

AT OUR GOVERNMENT HOUSE, in Our City of Ottawa, this Eighteenth day of August, in the year of Our Lord, One thousand nine hundred and forty-two, and in the Sixth year of Our Reign.

By Command,

(Sgd.) E. H. COLEMAN,  
*Under Secretary of State.*

**Order in Council authorizing regulations concerning Commodity Prices Stabilization Corporation Limited and subsidiary companies**

*Canada Gazette (Extra), September 17, 1942*

P.C. 7475

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 26th day of August, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

Whereas, Order in Council P.C. 9870 of the 17th day of December, 1941, authorized the Minister of Finance to cause the incorporation under the Companies Act, 1934, of COMMODITY PRICES STABILIZATION CORPORATION LTD., with the intent and for the purpose of facilitating under the direction of the Wartime Prices and Trade Board the control of prices in Canada, and such corporation and its subsidiaries in the course of their operations from time to time pay subsidies and buy and sell goods, and it is deemed advisable to make certain regulations with respect thereto;

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and pursuant to the powers conferred on the Governor in Council by the War Measures Act and otherwise, is pleased to make the following Regulations and they are hereby made and established accordingly:—

**REGULATIONS**

1. For the purposes of these regulations, unless the context otherwise requires,

(a) "the corporation" means each of Commodity Prices Stabilization Corporation Ltd. and subsidiary companies the shares of which, except such shares as may be issued for the purpose of qualifying the directors of such companies, are owned by Commodity Prices Stabilization Corporation Ltd.

- (b) "goods" includes any articles, commodities, substances or things;
  - (c) "order" means and includes any general or specific order, requirement, instruction, prescription, prohibition, restriction or limitation heretofore or hereafter made or issued in writing by or on behalf of or under authority of the corporation in pursuance of any power conferred by or under these regulations or otherwise;
  - (d) "regulation" means any of these regulations and any amendment or addition thereto.
2. (1) The corporation shall have power
- (a) to prescribe the forms on which, the conditions under which and the manner in which applications for subsidy, subvention, bonus or other payment shall be made or any other information or return shall be furnished to the corporation and the terms and conditions applicable to any payment by the corporation by way of subsidy, subvention, bonus or otherwise;
  - (b) to investigate costs, prices, profits and stocks of goods of any person who has made application for subsidy, subvention, bonus or other payment, or of any person who has furnished or filed or hereafter furnishes or files or who by regulation, order or requirement has been or is required to furnish or file any form, return or other information whatsoever or who has failed or refused to do so;
  - (c) to enter any premises and to inspect and examine any or all books, records, and goods in the possession or control of any person and to require any such person to produce such books and records at any place before the corporation or before any person appointed by the corporation, and to take possession of and remove any or all of such books and records;
  - (d) to require from time to time any person who manufactures, processes, imports, exports, produces, stores, supplies, uses, sells, or otherwise deals in any goods to furnish in such form and within such time as the corporation may prescribe written returns under oath or affirmation or in such other form as the corporation may prescribe showing such information as the corporation may consider necessary or to perform such act or acts as the corporation considers desirable or to refrain from performing such act or acts as the corporation considers undesirable;
  - (e) to refer to the Attorney-General of any province information respecting any alleged offence against any regulation, order or requirement;
  - (f) to appoint one or more persons to conduct investigations and to vest in such person such of its powers as the corporation may deem advisable.

(2) In the case of any investigation made by direction of the corporation by any one or more of the President, Vice-President, Comptroller, Deputy Comptroller, Treasurer, Secretary, Chief Examiner or Chief Investigator of the corporation, each such officer concerned in such investigation shall have all the powers of a commissioner appointed under the provisions of The Inquiries Act, Revised Statutes of Canada, 1927, Chapter 99, and any amendments thereto.

(3) The powers conferred by the foregoing two subsections shall be exercised subject to such directions, if any, as may be given from time to time by the Wartime Prices and Trade Board; provided however that the existence and nature of any direction shall not be relevant in any proceedings in any court and

no person shall be bound or entitled to enquire or to ascertain whether any such or what directions have been made or given.

3. (1) No person shall make any false or misleading statement or representation in any application for subsidy, subvention, bonus or other payment or in any return or other information furnished to the corporation or fail to disclose any information to or for the use of the corporation or any person acting on its behalf.

(2) No person shall make application for subsidy, subvention, bonus or other payment if a previous application in respect of the same or substantially the same goods or circumstances is pending or has been refused, unless he states in such application that such previous application has been made and is pending or has been refused.

(3) No person shall, with intent to evade any regulation, order or requirement destroy, mutilate, deface, alter, secrete, or remove any books of account, records of business or similar property of any kind.

(4) No person shall obstruct, deceive or mislead the corporation or any officer of customs or excise or any police officer or any employee or agent of the corporation or any other person concerned in the administration of any regulation, order, or requirement with reference to any matter affected by such regulation, order or requirement.

(5) No person shall fail or neglect to report and account to the corporation in respect of any matter, fact or circumstance, which if known at the time of application for subsidy, subvention, bonus or other payment would have decreased the amount applied for or would have been relevant to the corporation's consideration of the application. Such report and accounting shall be made within 30 days from the date that such matter, fact or circumstance became known or should have become known to such person.

(6) In any case where the corporation finds, whether as a result of any such report or accounting or otherwise, that a person has received any sum of money greater than the subsidy, subvention, bonus or other payment which the corporation decides would have been paid if all relevant facts and circumstances had been known at the time of application therefor such person shall, within 30 days from the date of demand made in writing by the corporation, pay to the corporation the amount of the overpayment.

(7) No person shall attempt to commit or aid or abet the commission of any offence under these regulations or conspire with any other person by any means whatsoever to commit an offence under these regulations, or enter into any transaction or arrangement designed for the purpose or having the effect of evading any regulation, order or requirement.

4. (1) Any person who contravenes or fails to observe any regulation, order or requirement shall be guilty of an offence. Every offence under these regulations shall be deemed to be an offence under the Wartime Prices and Trade Regulations and all the provisions of the said Wartime Prices and Trade Regulations relating to offences thereunder shall *mutatis mutandis* extend and apply to offences under these regulations.

(2) In any case where a person accused of any offence under these regulations has not kept such books of account, records, inventories or otherwise as are necessary to exhibit or explain his transactions, the onus shall be upon such accused person to establish the correctness of his statement, application, return or other information as the case may be.

5. In any proceedings in any Court:—

- (i) any document certified by the President or Secretary to be a true copy of the minutes of any meeting of directors or shareholders of the corporation or of any extract therefrom shall be received as conclusive evidence that any transaction or decision therein recorded was made or taken;
- (ii) any order, licence or other document purporting to be made or issued by or on behalf of or under authority of the corporation shall, if signed or countersigned by the President or the Secretary, be received as conclusive evidence that such order, licence or other document was so made or issued;
- (iii) any document certified by the President or Secretary to be a true copy of any order, licence or other document made or issued by or on behalf of or under authority of the corporation shall be received as conclusive evidence that such order, licence, or other document was so made or issued;
- (iv) any document purporting to be signed or countersigned by the President or Secretary of the corporation shall be received in evidence without proof of the signature or official character of the President or the Secretary as the case may be.

6. (1) No director, officer, clerk, or employee of the corporation and no person acting on behalf of or under the authority or supervision of the corporation shall be or become liable to any person for or in respect of any act or omission of himself or any other person in the exercise or purported exercise of any power, discretion, or authority or in the performance or purported performance of any duty conferred or imposed by or under these regulations or any amendment thereof or any other Order in Council or Statute.

(2) No proceeding by way of injunction, mandatory order, mandamus, prohibition, certiorari or otherwise shall be instituted against the corporation or any director, officer or employee thereof or any person acting under the authority of the corporation for or in respect of any act or omission of itself, himself or any other person in the exercise or purported exercise of any power, discretion or authority or in the performance or purported performance of any duty conferred or imposed by or under these regulations or any amendment thereof or any other Order in Council or statute.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

Order in Council amending Wartime Industries Control Board Regulations

P.C. 7513

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 25th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 6835 dated August 29, 1941, the Wartime Industries Control Board Regulations were established;

And whereas the said Regulations were amended by Orders in Council P.C. 7824 dated October 8, 1941, P.C. 753 dated February 5, 1942, and P.C. 831 dated February 5, 1942;

And whereas by Order in Council P.C. 6836 dated August 29, 1941, Richard Coulton Berkinshaw of the City of Toronto was appointed Chairman of the Wartime Industries Control Board;

And whereas by Order in Council P.C. 6438 dated August 19, 1941, Alan Holmes Williamson of the City of Vancouver in the Province of British Columbia was appointed Controller of Supplies;

And whereas the Minister of Munitions and Supply reports that it is necessary to appoint a Vice-Chairman of the Wartime Industries Control Board and recommends that the said Regulations be amended as hereinafter provided, and that the said Alan Holmes Williamson be appointed Vice-Chairman of the Wartime Industries Control Board;

Now, therefore, His Excellency the Governor General in Council, pursuant to the powers conferred on the Governor in Council by the War Measures Act and by the Department of Munitions and Supply Act, is pleased to appoint and doth hereby appoint Alan Holmes Williamson, Esquire, of the City of Vancouver in the Province of British Columbia, Vice-Chairman of the Wartime Industries Control Board with the powers and immunities now or hereafter conferred upon such Vice-Chairman pursuant to the Wartime Industries Control Board Regulations established by Order in Council P.C. 6835 dated August 29, 1941, as amended.

His Excellency in Council, under the authority above cited, is further pleased to revoke Section 4 of the Wartime Industries Control Board Regulations established by Order in Council P.C. 6835 dated August 29, 1941, and it is hereby revoked and the following section substituted therefor:—

“4. The Vice-Chairman shall have the immunities and shall have and may exercise any and all of the powers conferred on the Chairman.”

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council authorizing assistance to construction of new wooden  
draggers

P.C. 7580

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 26th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 2798, dated April 10th, 1942, regulations were adopted for the granting of a subsidy of \$165 per ton, gross tonnage, towards the construction of vessels of the packer-seiner type on the Pacific Coast;

And whereas the Minister of Fisheries reports that on the Atlantic Coast the productive capacity of the fishing industry is attenuated and is threatened with contraction to the detriment of our supply of protein foods;

That the immediate cause of this condition is the growing shortage of labour skilled in present methods of fishing, the shortage having arisen from enlistment of fishermen in the armed services and from the migration of others to alternative employment;

That the above condition calls for a more effective and more intensive use of the labour still available in the industry;

That more intensive use of labour can be achieved by new methods of production, by the construction of new wooden draggers and by the conversion to draggers of schooners that now rely on dory-fishing;

That new methods of production are not being undertaken by the fishing industry because of increased costs of construction, and in order to stimulate new private construction and to induce conversion of vessels to dragging operations, it is advisable to absorb some of the increased costs of construction or conversion by arranging for a subsidy to certain types of new draggers and to conversions of vessels suitable for dragging; to assist builders of new vessels and those willing to convert existing schooners to draggers, with adequate order of priority of materials; and to give consideration to the allowance of special depreciation rates for the purposes of taxation on the value of new and converted vessels;

That the types of new wooden draggers known to be most suited to fishing from our Atlantic ports will vary, according to local conditions and needs, from seventy-two feet to one hundred and twenty feet in length, and will vary in cost from Sixty Thousand Dollars to One Hundred and Twenty Thousand Dollars;

That the types of existent schooners suitable for conversion to draggers are limited by the availability of horse power of their existent engines, or their ability to secure new engines, and given these limits the costs of conversion will vary from Twelve Thousand Dollars to Eighteen Thousand Dollars, the variations being due to the different costs of adapting and strengthening the vessels in question; and

That the greater regularity of fish landings which is made possible by the use of dragging methods will provide more steady employment of fish manufacturing plants on shore and will therefore help to promote fuller utilization of the capital and labour that is now used only intermittently.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Fisheries, concurred in by the Minister of Finance and the Minister of Transport, under and by virtue of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

#### ASSISTANCE TO CONSTRUCTION OF NEW WOODEN DRAGGERS

1. On the Atlantic Coast of Canada assistance shall be granted in the form of a subsidy of One Hundred and Sixty-Five Dollars per ton, gross tonnage, to the construction of fishing vessels of the dragger type which measure not less than seventy-two feet overall length of main hull and a maximum length as may be determined by the Minister of Fisheries. The length shall be measured from the forward part of the stem to the after side of the rim timbers. And the draggers shall be otherwise of approved proportions and suitable form and equipped with sufficient power for the service in which the vessels will be engaged. The plans of the vessels must be approved by the Board of Steamship Inspection of the Department of Transport, and certified by it to come within the dragger type or class.
2. Claims for such subsidy on vessels of the approved type shall be limited to those upon which construction has commenced on or after the first of July, 1942, and shall be submitted to the Minister of Fisheries on forms supplied by him which may be approved under such conditions as he may determine.
3. In satisfaction of such claims as have been approved as aforesaid, the Minister of Fisheries may authorize progress payment to be made during the construction of such vessels in proportion to the extent of the completion of such construction as has taken place in the opinion of the Steamship Inspection Board of the Department of Transport and which it thereto has certified.
4. Seventy-five per cent of the gross tonnage as estimated from the approved plans of the vessel under construction, shall be used as a basis for the calculation of progress payments; and when the vessel has been registered the gross tonnage appearing on the register of shipping shall be taken as the final basis for subsidy payment.
5. In computing the amount of profits to be assessed for the purpose of the Income War Tax Act and/or The Excess Profits Tax Act, 1940, on the owner of a vessel constructed under the terms of this Order in Council, a special allowance for depreciation shall be granted at the rate of twenty per centum per annum, such special allowance to be in lieu of depreciation ordinarily granted under the said Statutes.
6. For the purpose of calculating the amount of the annual allowance for depreciation the value shall be the actual cost of the vessel to the owner less the amount of the subsidy granted to him in respect thereof.
7. No vessel towards the construction of which a subsidy has been granted may be sold by the owner within five years from the date of the purchase of such vessel from the builder thereof, except by the permission of, and under conditions approved by, the Governor in Council, on the recommendation of the Minister of Fisheries.
8. If at the end of the five-year period mentioned in Section 7 above the whole cost of the depreciable assets as defined in Section 6 above has not been fully depreciated, depreciation shall thereafter continue to be allowed on the whole cost of the depreciable assets as determined by

Section 6 at a rate representing the average rate which would ordinarily be allowed under the Income War Tax Act and/or the Excess Profits Tax Act, 1940, until the reserve for depreciation accumulated both by reason of the special depreciation granted by this Order in Council and of ordinary depreciation allowed under the said Acts is equivalent to the whole value of the assets as defined in Section 6.

9. If any vessel in respect of which a special allowance for depreciation has been provided for herein is sold by the original purchaser thereof at any time after the expiry of the five year period mentioned in Section 7 then the special depreciation herein allowed shall be adjusted downward to the extent of the proceeds of such sale; provided; however, that the taxpayer shall not be deprived of the depreciation which, but for this Order in Council, would ordinarily be allowed in respect of the said vessel. Provided further that if in any year in the period over which the special depreciation is allowed the profits of the owner of the vessel are insufficient to absorb the depreciation allowed the owner shall not be compelled to take more depreciation than but for this Order in Council he would be compelled to take.

#### ASSISTANCE TO CONVERSION OF SCHOONERS TO DRAGGERS

10. Assistance to vessels not less than seventy-two feet overall length as defined in Section 1 hereof shall be granted in the form of a subsidy amounting to sixty-six and two-thirds per centum of the total cost of conversion, with the maximum subsidy at Twelve Thousand Dollars for any single vessel. Only those vessels of approved proportions and suitable form, and equipped with sufficient power for the purposes in which they will be engaged shall be eligible for such assistance. The plans of the vessel, the specifications for the dragging equipment, and the plans of adaptation and strengthening of vessel for purposes of dragging, must be approved by the Board of Steamship Inspection of the Department of Transport, and must be certified by it to come within the class of draggers.

11. The claims for such subsidy shall be limited to those on which construction has commenced after the first of July, 1942, and shall be submitted to the Minister of Fisheries on forms supplied by him which may be approved under such conditions as he may determine.

12. In satisfaction of such claims as have been approved as aforesaid, the Minister of Fisheries may authorize progress payments to be made during the process of conversion of the vessel, under terms and conditions to be determined by the Minister.

13. No part of the equipment of conversion, towards the cost of which a subsidy of sixty-six and two-thirds per centum has been granted, may be removed from the vessel for sale by the owner within five years from the date of purchase, except by the permission of, and under conditions approved by, the Governor in Council on the recommendation of the Minister of Fisheries. In instances where separate parts of this equipment, because of their physical depreciation or obsolescence have to be renewed before the expiry of the above period, the original parts that are being replaced by equally effective substitutes, may be removed and sold by the owners without search for permission from the Governor in Council, although the owner must undertake to inform the Minister of Fisheries when such changes are made.

14. In computing the amount of profits of the owner of a vessel converted with the grant of a subsidy under this Order in Council, to be assessed for the purposes of the Income War Tax Act, and/or the Excess

Profits Tax Act, 1940, a special allowance for depreciation shall be granted at the rate of twenty per centum per annum, such allowance to be in lieu of depreciation ordinarily granted under the said Statutes. For the purposes of this section, the value of the assets on which depreciation is to be calculated shall be the total of the following sum: the value of the vessel immediately preceding conversion depreciated at the rates ordinarily allowed under said Acts, plus the cost of the new assets added by the acquisition of equipment for dragging and structural alterations to the vessel, less the amount of the subsidy granted to the owner in respect thereof.

15. If at the end of the five year period mentioned in Section 13 hereof, the whole cost of the depreciable assets described in Section 14 hereof has not been fully depreciated, depreciation shall thereafter continue to be allowed on the whole cost of the depreciable assets as determined by Section 14 hereof at a rate representing the average rate which would ordinarily be given under the Income War Tax Act and/or the Excess Profits Tax Act, 1940, until the reserve for depreciation accumulated both by reason of the special depreciation granted by this Order in Council and of ordinary depreciation allowed under the said Acts is equivalent to the whole value of the assets as defined in Section 14 hereof.

16. If any converted vessel in respect of which a special allowance for depreciation has been granted, is sold by the original owner thereof at any time after the expiry of the five-year period referred to in Section 13 hereof, then the special depreciation herein allowed shall be adjusted downward to the extent of the proceeds of such sale; provided, however, that the taxpayer shall not be deprived of the depreciation which, but for this Order in Council, would ordinarily be allowed in respect of the said vessel. Provided further that if in any year in the period over which the special depreciation is allowed the profits of the owner of the vessel are insufficient to absorb the depreciation allowed the owner shall not be compelled to take more depreciation than, but for this Order in Council, he would be compelled to take.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council prohibiting export of candy, chewing gum and tableware and kitchenware of china, porcelain, white granite or earthenware and agricultural machinery parts and cartridges except under permit

*Canada Gazette (Extra), August 29, 1942*

P.C. 7582

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY, the 25th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Prices and Trade Board has recommended that, in order to conserve sugar and other supplies essential for Canadian requirements, the exportation of Confectionery and imported Chinaware be similarly prohibited;

And whereas the Wartime Industries Control Board has advised that it is deemed desirable, in order to conserve certain ammunition and Canadian steel supplies required for vital wartime industries, that the exportation of small calibre Cartridges and Agricultural Implement and Machinery Parts be also prohibited;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206, R.S.C. 1927) is pleased to order as follows:

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

*Group 1—Agricultural and Vegetable Products:*

Candy, candied popcorn, candied nuts and sweetmeats.  
Chewing gum, sweetened.

*Group 7—Non-Metallic Minerals and Their Products:*

Tableware and kitchenware of china, porcelain, semi-porcelain,  
white granite or earthenware, n.o.p.

*Group 5—Iron and Steel and Their Products:*

Agricultural implement and machinery parts, over twenty-five dollars  
in value.

*Group 9—Miscellaneous:*

Cartridges, .22 calibre and smaller.

2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.

3. This Order shall come into force and effect on and after the second day of September, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing the National Selective Service Regulations  
1942**

*Canada Gazette (Extra), August 28, 1942*

P.C. 7595

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 26th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Labour reports that it is essential for the most effective use of labour in the war effort to establish more extensive controls over

employment and that it would lead to better understanding of the new controls if the Orders in Council relating to such matters now in force were revoked and a comprehensive set of new regulations issued;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, is pleased to revoke and doth hereby revoke, effective on the first day of September, the following Orders in Council: P.C. 6286 of 7th November, 1940, as amended, P.C. 10/6172 of 13th August, 1941, P.C. 2251 of 21st March, 1942, P.C. 5038 of 12th June, 1942 (and the Order of 16th June, 1942, issued pursuant thereto), and P.C. 5152 of 18th June, 1942;

His Excellency in Council, on the same recommendation, concurred in by the National Selective Service Advisory Board, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and the National Resources Mobilization Act, Chapter 13 of the Statutes of Canada, 1940, is pleased to make the following regulations and they are hereby made and established accordingly:

## REGULATIONS

1. These regulations may be cited as the National Selective Service Regulations, 1942.

### PART I

#### *Interpretation*

2. As used in these regulations, unless the context otherwise requires,
  - (a) "Administrative Division" means an administrative territorial division established under the National War Services Regulations, 1940 (Recruits);
  - (b) "agriculture" means the production on a farm of field crops, fruits, vegetables, honey, poultry, eggs, live stock, milk, butter or cheese;
  - (c) "Appeal Board" means, in respect of any person, the National War Services Board established under the National War Services Regulations, 1940 (Recruits) for the Administrative Division or part thereof in which such person resides, or such other agency as the Governor in Council may prescribe.
  - (d) "Director" means the Director of National Selective Service.
  - (e) "Divisional Registrar" means, for any Administrative Division, the Registrar appointed for such Division under The National War Services Regulations, 1940 (Recruits);
  - (f) "employee" includes any person who is employed under a contract of service or apprenticeship, written or oral, expressed or implied, and any person or group or class of persons declared by the Director to be employees for the purposes of these regulations, whether or not such persons are employed under a contract of service, but shall not include—
    - (1) any person employed by His Majesty in right of any province;
    - (2) any person employed in agriculture or fishing or hunting or trapping;
    - (3) any person subject to the provisions of the Essential Work (Scientific and Technical Personnel) Regulations, 1942;
    - (4) any person employed as minister, priest or clergyman authorized to perform the marriage ceremony;
    - (5) any person employed as a registered nurse or as a probationer undergoing training for such employment;

- (6) any person employed as a teacher in a school, college or university which, in the opinion of the Director, is not carried on for purpose of gain;
  - (7) any female person employed in domestic service in a private home where not more than one servant is employed;
  - (8) any student employed for work to be done after attendance at day classes or on holidays during the school or college term but not during the long summer vacation;
  - (9) any person in respect of part-time, subsidiary employment which is not his principal means of livelihood;
  - (10) casual or irregular employment for not more than three days in any calendar week for the same employer.
- (g) "employer" means any person, including any officer or agent thereof and including His Majesty in right of the Dominion of Canada, having one or more persons in his employ;
- (h) "fishing" means the art or practice of catching fish for commercial sale by any method other than steam or diesel trawlers or draggers, but shall not include any processing of fish on shore;
- (i) "local office" means in respect of any person the nearest Employment and Selective Service Office (formerly an Employment and Claims Office of the Unemployment Insurance Commission) or any other agency designated by the Director as a local office for the purposes of these regulations; Provided that any agency designated as a local office pursuant to the Control of Employment Regulations, 1942, shall, unless the Director otherwise decides, continue to be a local office for the purposes of these regulations;
- (j) "Minister" means the Minister of Labour;
- (k) "National Selective Service Officer" means in respect of any person the official appointed as such by the Director for the area in which such person resides or is employed;
- (l) "person wholly or mainly employed or engaged in agriculture" means any person who, on the 23rd day of March, 1942, was wholly or mainly employed or engaged in agriculture and includes any person who, on the said 23rd day of March, 1942, was employed or engaged, but only seasonally, outside agriculture but whose last employment or occupation immediately prior to such seasonal employment or engagement outside agriculture was wholly or mainly in agriculture; Provided that, notwithstanding the provision of subsection 3 of section 14 of the National War Services Regulations, 1940 (Recruits), no such person shall be deemed to have ceased to be actually employed or engaged in agriculture solely by reason of his lawful acceptance, subsequent to the 23rd day of March, 1942, of a seasonal employment or engagement outside agriculture during periods when such employment or engagement would not interfere with agricultural production.

3. If the Director finds that any person is an employee such finding shall be final and conclusive and shall not be subject to review in any manner.

## PART II

### *Labour Priorities*

4. In consultation with the Department of Munitions and Supply and the Wartime Prices and Trade Board, and subject to the approval of the Minister, the Director may classify occupations, industries, firms or establishments, either

nationally or in any community, according to the degree of their essentiality for the defence of Canada, for the efficient prosecution of the war and for civilian needs, and shall from time to time amend or revise such classification in consultation with the Department of Munitions and Supply and the Wartime Prices and Trade Board. Such classification shall consist of not less than four classes, viz., very high labour priority, high labour priority, low labour priority and no labour priority, each of which may be further sub-classified as required, and shall constitute a labour priority schedule indicating the priorities according to which, so far as feasible, the demands for labour by industries, firms, or establishments should be filled or permitted to be filled. Such labour priority schedule shall not be published but may be circulated to officers and employees of the Government of Canada whose duties relate to National Selective Service.

### PART III

#### *Stabilization of Employment in Agriculture*

5. No person wholly or mainly employed or engaged in agriculture shall enter into employment outside agriculture except

- (a) active service in any of His Majesty's armed forces by voluntary enlistment,
- (b) compulsory military training or service if under The National War Services Regulations, 1940 (Recruits) it is established to the satisfaction of the National War Services Board concerned that such person is not an essential worker in agriculture, or
- (c) temporary employment for not more than thirty consecutive days outside agriculture at a time when such employment would not interfere with agricultural production,

unless he has obtained a permit to accept such employment from a National Selective Service Officer; and no employer shall take into any such employment any person wholly or mainly employed or engaged in agriculture unless such person has obtained and presents to him such a permit.

### PART IV

#### *Notices of Separation and Permits to Seek Employment*

6. (1) No employer shall lay off from employment or terminate the employment of any employee without giving to such employee seven calendar days' notice in writing, exclusive of the day or shift on which such notice is given, unless a shorter period of notice has been approved of by a National Selective Service Officer.

(2) Notwithstanding the provisions of subsection (1) of this section an employer shall not be required to give notice to any employee whose lay-off or termination is occasioned by damage to or destruction of his place of employment by fire, explosion or other catastrophe but the employer shall in such case notify the local office of the persons whose employment has been interrupted or terminated by such cause.

(3) No employee shall quit his employment without giving to his employer seven calendar days' notice in writing, exclusive of the day or shift on which such notice is given, unless a shorter period of notice has been approved by a National Selective Service Officer.

(4) Notwithstanding the provisions of subsection (3) of this section no notice shall be required from employees called for military training or service under the National War Services Regulations, 1940 (Recruits).

7. The notice referred to in section 6 of these regulations shall constitute and shall hereinafter be referred to as "notice of separation".

8. (1) If an employer finds that any employee has been guilty of serious misconduct he may suspend that employee from duty without notice, but shall give such employee a notice of separation and furnish a copy thereof to the nearest local office.

(2) Any employee suspended for serious misconduct may, within seven days after the date of such suspension, exclusive of the day or shift on which such suspension occurred, apply in writing to the National Selective Service Officer for a review of such suspension. The National Selective Service Officer shall investigate the grounds of the suspension and, if he finds that the suspension was warranted or necessary for the maintenance of discipline in the plant or establishment, shall so notify the employer and the employee concerned, and the employee's employment shall be deemed to have terminated as of the date of the suspension. If the National Selective Service Officer finds that the suspension was not warranted, he shall so notify the employer and the employee concerned and the employer shall reinstate the employee with full pay from the date of the employee's application for a review to the date of his reinstatement. If the employee does not apply for a review of the suspension his employment with that employer shall be deemed to have terminated on the date of his suspension.

9. The provisions of these regulations with respect to the giving of seven calendar days' notice shall not supersede any law, statutory or otherwise, requiring a longer period of notice.

10. Every employer shall furnish to the nearest local office a copy of every notice of separation given or received by him pursuant to these regulations within forty-eight hours after the giving or receipt of such notice and shall retain one copy in his own files.

11. Subject to the provisions of section 5 (c) of these regulations, no employer, or any agent or employee of such employer (whether or not specifically so authorized by the employer) shall interview any applicant for employment as an employee nor solicit any person to enter his employment as an employee nor offer any person employment as an employee in any manner nor take any person into employment as an employee nor retain any person in his employment as an employee, unless such person present to the employer in duplicate the written permission of a National Selective Service Officer to seek and accept employment.

12. The permission referred to in section 11 of these regulations shall constitute and shall hereinafter be referred to as a "permit to seek employment".

13. When any employer engages an employee he shall forthwith record such information as may be called for on both copies of the permit to seek employment and shall, within forty-eight hours of such engagement, send one copy to the nearest local office, and shall retain the other for his own files.

14. All notices or other forms or communications about Selective Service required to be signed by or on behalf of an employer shall be valid only if signed by an officer above the rank of foreman within the meaning of Order in Council P.C. 5963 of 10th July, 1942.

15. The Director shall make available to employers, and every employer shall furnish on request to any employee, a prescribed form of notice of separation.

16. If for any reason an employer or employee is not able to obtain a prescribed form, he shall not be relieved of his obligation to give notice or furnish information required by these regulations and shall give such notice or furnish such information in the requisite number of copies on any kind of paper of the dimensions of five inches by eight inches.

17. A National Selective Service Officer shall furnish on request to any person who presents a notice of separation a permit to seek employment. Permission so given may be restricted to the seeking of employment in a given community, industry, occupation or establishment.

18. Whenever an employer learns that he requires or will require to engage any additional employees or to lay off any employees, he shall forthwith notify such vacancies or layoffs to the nearest local office.

19. The provisions of sections 11 and 13 of these regulations shall not apply to the re-employment of any employee by an employer—

- (a) within a period of not more than fourteen consecutive days immediately following the day on which he was last employed by that employer, or
- (b) immediately following the end of a period of sickness or disability, if his employment with that employer was terminated by reason of such sickness or disability, or
- (c) on his resumption of work on the termination of any stoppage of work by reason of an industrial dispute, or
- (d) in accordance with the terms of a collective labour agreement which provides preference in employment and re-employment according to length of service or seniority, or
- (e) upon such employee's reinstatement pursuant to the provisions of the Reinstatement in Civil Employment Act, 1942, Chapter 31 of the Statutes of Canada, 1942, or pursuant to the provisions of Part VIII of these regulations,

but the employer, within forty-eight hours of any such re-employment, shall furnish to the nearest local office notice of such re-employment.

## PART V

### *Control of Advertising*

20. Except as herein otherwise provided, no person shall advertise in any newspaper, magazine or periodical, or by radio, or by letter, circular, notice, poster or placard or by any other medium or in any other manner offering employment as an employee to any person or seeking employment as an employee, and no person shall print, publish, utter, or circulate in any manner any such advertisement.

21. Any person may apply to a National Selective Service Officer to arrange for the publication, at such person's expense, of an advertisement offering employment as an employee or seeking employment as an employee and the National Selective Service Officer shall make such arrangements in connection therewith as he considers necessary and desirable.

## PART VI

### *Compulsory Employment*

22. The provisions of this Part shall be applicable in respect of any class of work or employment and in respect of any person whether or not an employee as defined in section 2 of these regulations.

23. (1) A National Selective Service Officer shall have power and authority by order in writing—

- (a) To direct any person to report for interview at a local office, provided that no person shall be required so to report at any time which would interfere with his work;

- (b) To direct any person who has been unemployed or not gainfully occupied for more than seven consecutive calendar days forthwith to apply for any available suitable work and to accept any such work offered to him; and
- (c) Upon not less than seven days' notice, to direct any person who has been employed at less than normal full time for a period of more than two consecutive calendar weeks to apply for any available full-time suitable work of high or very high labour priority and to accept any such work offered to him.

(2) A copy of any order directing any employed person to apply for or to accept other work shall be sent by the National Selective Service Officer to such person's employer.

(3) No work shall be deemed suitable for the purposes of subsection (1) of this section if it is work at wages lower or on conditions less favourable than those observed in the community in which the work is to be performed, by agreement between employers and employees, or failing such agreement, than those recognized by good employers.

(4) In determining within the limitations of subsection (3) of this section whether or not any work is suitable for any person, the National Selective Service Officer shall consider, in addition to such other factors as he deems relevant, the person's physical fitness and prior training, his or her experience and prior earnings, the distance of the available work from his or her residence, and, his or her family and domestic responsibilities.

(5) A National Selective Service Officer shall not direct any person to accept work which necessitates changing his or her place of residence without arranging for the provisions of the financial assistance authorized by section 25 of these regulations.

24. No person who has been directed to accept work pursuant to section 23 of these regulations shall quit such work without the written permission of a National Selective Service Officer.

## PART VII

### *Supplementary Allowances*

25. A National Selective Service Officer may arrange for the payment of the cost of the transportation of workers, their dependents and effects on a non-recoverable basis when he deems such payment necessary. Part or all of the following expenses may be paid:

- (a) Travelling expenses where the worker alone is moved more than one hundred miles.
- (b) Travelling and moving expenses where it is deemed necessary to move the worker's family.
- (c) An allowance for meals and incidental expenses while in transit to the new job of not more than three dollars per day.
- (d) A supplementary living allowance of not more than five dollars per week if the worker is moved away from his family and his earning capacity on the new job is insufficient to offset the increased cost of living due to the separation.
- (e) A supplementary allowance of not more than five dollars per week if the worker is transferred to a job which involves a decrease in his weekly earnings.
- (f) A loan of not more than fifteen dollars to defray living expenses during the first week of employment and to be repaid in full out of his first full pay for the regular pay period.

26. Any expenditures pursuant to section 25 of these regulations shall be chargeable to the War Appropriation.

## PART VIII

### *Reinstatement in Employment*

27. The provisions of the *Reinstatement in Civil Employment Act, 1942*, Chapter 31 of the Statutes of Canada, 1942, shall apply *mutatis mutandis*, with respect to any employed person who is induced, or pursuant to these regulations is directed, by a National Selective Service Officer to accept other employment in which, in the opinion of such officer, he can contribute more effectively to the prosecution of the war; Provided, that notice in writing of such person's intention to accept such other employment is sent by him to the employer by whom he is then employed and with whom he intends to claim reinstatement upon the termination of such other work.

## PART IX

### *Administration*

28. By notice in writing addressed to the employer and employee concerned a National Selective Service Officer may at any time revoke any permit given by him and such revocation shall become effective at the expiration of seven calendar days after the date of mailing of such notice.

29. These regulations shall be administered by the Director under the general supervision of the Minister.

30. The Director shall have power and authority:

- (a) to prescribe the forms for notices of separation, permits to seek employment and any other forms required for the administration of these regulations;
- (b) to issue instructions prescribing the matters to be considered by National Selective Service Officers in granting, refusing and revoking permits and in making orders, directions and rulings of any kind relating to the administration of these regulations, and prescribing the circumstances under which they shall or shall not grant, refuse or revoke permits and make such orders, directions and rulings;
- (c) to issue instructions prescribing the conditions which may be imposed by National Selective Service Officers in granting permits or making orders, directions or rulings of any kind relating to the administration of these regulations;
- (d) to issue instructions prescribing the circumstances in which a National Selective Service Officer shall make arrangements for advertising pursuant to section 21 of these regulations and the terms upon which he may make such arrangements;
- (e) to issue instructions prescribing the circumstances under which a National Selective Service Officer may arrange for the payment of supplementary allowances pursuant to section 25 of these regulations;
- (f) subject to the approval of the Minister, to issue orders excluding any person or group or class of persons from the application of any of the provisions of these regulations or qualifying any of the provisions of these regulations in their application to any person or group or class of persons; and
- (g) subject to the approval of the Minister, to issue orders requiring employers to keep such records and furnish such information as he deems necessary for the effective administration of these regulations.

31. Nothing in these regulations is intended to interfere with or impair the provisions of any collective labour agreement.

PART X  
*Appeals and Penalties*

32. (1) Any person aggrieved by the granting, refusal or revocation of any permit pursuant to these regulations or by any order, direction or ruling made by a National Selective Service Officer, or either of such person's parents, his guardian, his present or prospective employer or a representative of any trade union or similar organization to which he belongs may, within seven days of such granting, refusal, notice of revocation, order, direction or ruling, appeal therefrom by notice in writing to the Divisional Registrar of the Administrative Division in which such person resides and the National War Services Board for such Administrative Division shall forthwith hear and determine such appeal and such decision shall be final and conclusive.

(2) Such of the provisions of the National War Services Regulations, 1940 (Recruits) with reference to National War Services Boards as are not inconsistent with these regulations, shall apply *mutatis mutandis* to appeals under this section.

(3) Any person who appears before an Appeal Board shall do so at his own expense.

33. (1) In any prosecution for contravening any provision of these regulations or of any order or direction issued pursuant to these regulations, the burden of proving compliance shall be upon the person charged with the offence.

(2) In any prosecution under these regulations, the complaint shall be made or the information laid within one year from the time when the matter of the complaint or information arose.

34. (1) Any person who contravenes any of the provisions of these regulations or of any order, direction or ruling issued pursuant to these regulations shall be guilty of an offence and liable upon indictment or summary conviction to imprisonment for a term not exceeding twelve months with or without hard labour, or to a fine not exceeding \$500, or to both such imprisonment and such fine.

(2) Every one is a party to and guilty of an offence under these regulations who

- (a) actually commits it;
- (b) does or omits an act for the purpose of aiding any person to commit the offence;
- (c) abets any person in commission of the offence; or
- (d) counsels or procures any person to commit the offence.

(3) If several persons form a common intention to prosecute any unlawful purpose, and to assist each other therein, each of them is a party to every offence under these regulations committed by any one of them in the prosecution of such common purpose, the commission of which offence was, or ought to have been known to be a probable consequence of the prosecution of such common purpose.

(4) Every one who counsels or procures another person to be a party to an offence under these regulations of which that person is afterwards guilty, is a party to that offence, although it may be committed in a way different from that which was counselled or suggested.

(5) Every one who counsels or procures another to be a party to an offence under these regulations is a party to every offence which that person commits in consequence of such counselling or procuring, and which the person counselling or procuring knew, or ought to have known, to be likely to be committed in consequence of such counselling or procuring.

35. These regulations shall be effective on the first day of September, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting import except under permit of vegetable,  
animal and fish oils and greases**

P.C. 7636

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 26th day of August, 1942.

PRESENT:

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas the importation into Canada of vegetable, animal and fish oils and greases is at present not subject to permit in respect of goods imported from, and being the produce of, countries within the sterling area and Newfoundland;

And whereas The Acting Minister of Finance reports that it is deemed to be in the public interest that importations of the said goods from all countries be made subject to permit in order that imports from any source may be controlled in conformity with arrangements which have been made for the centralized purchase of Canada's import requirements of oils and fats.

Now, therefore, His Excellency, the Governor General in Council, on the recommendation of the Acting Minister of Finance, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order as follows:—

The importation into Canada from any country of the goods enumerated hereunder is hereby prohibited except under and in accordance with the terms of a permit issued by, or on behalf of, the Minister of National Revenue:—

Vegetable, animal and fish oils and greases provided for in Items 13, 14, ex 208t, ex 216, 258, 259a, 259b, 262, 265, 265a, 266, 276, 276a, 276b, 277, 277a 278, 278a, 278b, 278c, 278d, 278e, 280, ex 711, 824, 831, 838 and 839 of the Customs Tariff.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing price to be paid for flaxseed grown in British Columbia and in the Eastern Division**

P.C. 7649

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 28th day of August, 1942.

PRESENT:

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas under Order in Council P.C. 1800 of the ninth day of March, 1942, no provision is made for the price to be paid to producers for flaxseed grown in 1942 other than basis in store at Fort William/Port Arthur;

And whereas the Minister of Trade and Commerce reports that producers of flaxseed in the Province of British Columbia and in the Eastern Division who are not located at points tributary to Fort William/Port Arthur do not receive the benefits of the increased price to be paid for flaxseed grown in the year 1942 under said Order in Council P.C. 1800;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce and under and by virtue of the powers vested in the Governor General in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada 1927, and otherwise, is pleased to empower and doth hereby empower the Canadian Wheat Board to pay to producers in the Province of British Columbia and in the Eastern Division delivering flaxseed grown in 1942, at the time of delivery or at any time thereafter as may be agreed upon, a sum certain per bushel basis in store at Vancouver and/or Montreal in the case of each grade of flaxseed: Provided that such sum, in the case of flaxseed of the grade Number One Canada Western or Number One Canada Eastern, as the case may be, shall be \$2.25, and in the case of each other grade such other sum as in the opinion of the Board brings such grade into proper price relationship with Number One Canada Western or Number One Canada Eastern flaxseed, as the case may be.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting export of Coconut, Coconut Meat and Desiccated Coconut except under permit**

*Canada Gazette, September 5, 1942*

P.C. 7653

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 28th day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Prices and Trade Board has recommended that, in order to conserve supplies for Canadian use, the exportation of Coconut be similarly prohibited;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206 R.S.C. 1927), is pleased to order as follows:—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:—

*Group 1—Agricultural and Vegetable Products:*

- Coconuts, coconut meat, and desiccated coconut, sweetened or not.
2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.
3. This Order shall come into force and effect on and after the fifth day of September, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council modifying Special Fishery Regulations for the Province of British Columbia, for the current year only**

P.C. 7748

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 2nd day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the provisions of the British Columbia Fishery Regulations, fishing for salmon by means of purse-seines is permissible after August 31st in the current year in the waters of Salmon Purse-Seine Area No. 17 in the Gulf of Georgia lying east and north of Galiano and Valdes Islands up to a boundary drawn from the most westerly point of the International Boundary on the 49th parallel of north latitude to the most northerly point of Valdes Island, the latter boundary being in accordance with the recommendation of the Sloan Commission, 1939;

And whereas the Minister of Fisheries reports that since the inquiry of the aforementioned Sloan Commission into the question of use of salmon purse-seines in the Gulf of Georgia, conditions arising out of war developments have occurred, as follows:—

1. There is need of maximum canned salmon production in British Columbia consistent with conservation to meet urgent requirements of the British Government.
2. Salmon canning facilities in British Columbia have been reduced and concentrated due to labour shortage.
3. The number of boats available for carrying salmon from fishing grounds to processing plants has been curtailed due to requisitioning by the Armed Forces.

That 1942 is the cycle year for a large run of "late" sockeye salmon to the Fraser River and if characteristics of this run, as observed in previous cycle years, prevail in 1942 in its approach to the river through the Gulf of Georgia, there is likelihood that when it becomes fully available to salmon gill-net operations in the river, catches will exceed the capacity of the cannery plants; and

That by extending the aforementioned portion of Area No. 17 for salmon purse-seine fishing up to a line drawn from the outer range light of the International Boundary on the 49th parallel of north latitude, it would enable a

portion of the run to be taken earlier than it would be possible under existing provisions and so spread the catching effort, thereby reducing the possibility of interference with or loss of production.

Therefore His Excellency the Governor General in Council, on the recommendation of the Minister of Fisheries and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order that for the current year only the Special Fishery Regulations for the Province of British Columbia, adopted by Order in Council of April 26th, 1938, P.C. 899, as amended, be and they are hereby modified to extend Salmon Purse-Seine Area No. 17, as defined therein, to embrace the waters of the Gulf of Georgia lying east and north of Galiano and Valdes Islands to a line drawn from the outer range light on the International Boundary of the 49th parallel of north latitude to the most northerly point of Valdes Island so as to permit salmon purse-seine fishing therein as from September 1st, 1942, provided that such fishing therein shall otherwise be subject in all respects to the aforementioned regulations.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council granting extensions of time for the performance of assessment work on gold mining properties staked under the Yukon Quartz Mining Act and under the Yukon Placer Mining Act**

P.C. 7750

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 2nd day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the Yukon Quartz Mining Act and under the Yukon Placer Mining Act for the disposal of quartz and placer mining rights, respectively, the property of the Crown, in the Yukon Territory, provision is made for requiring the expenditure of certain amounts in prospecting, developing and operating the location, and for the payment of certain renewal fees and rental;

And whereas the Minister of Mines and Resources reports that owing to the exceptional conditions brought about by the war, holders of claims acquired under the provisions of the said Acts are experiencing difficulty in obtaining labour, supplies and equipment required for the operation of their holdings.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Mines and Resources, and under the authority of the War Measures Act, is pleased to empower and doth hereby empower the Minister of Mines and Resources to authorize the appropriate officers of the Department of Mines and Resources to grant extensions of time for the performance of assessment work on gold mining properties staked under the provisions of either of the said Acts, provided the holders of such properties pay to the Mining Recorder the same fees or rental at the same times as they would be required to pay for renewals if the prescribed work had been performed.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council extending provisions of Section 6 of the War Risk Insurance Act to cover period December 24, 1941, to September 15, 1942

P.C. 7818

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 31st day of August, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Section 6 of the War Risk Insurance Act, 1942, being Chapter 35 of the Statutes of Canada 1942, it is provided:—

"6. If any person, during the period between the twenty-fourth day of December, one thousand nine hundred and forty-one, and the thirtieth day after the commencement of this Act, both inclusive, has sustained or sustains loss from war damage, and if he makes application to the Minister on or before such thirtieth day aforesaid, to enter into a contract of insurance in respect of such property, the Minister may enter into a contract of insurance in respect of such property effective from the beginning of the twenty-fourth day of December, one thousand nine hundred and forty-one, but the amount of the indemnity payable under any such contract in respect of war damage to such property during such period shall not exceed fifty thousand dollars."

And whereas the said Act came into force on the first day of August, one thousand nine hundred and forty-two, and, therefore, the indemnity up to a maximum of \$50,000 provided for in the aforementioned Section 6 expires on August 31st, 1942;

And whereas the Minister of Finance reports that the organizational work of the War Risk Insurance Scheme will require a period of two weeks beyond August 31st, 1942, and that the Scheme is scheduled to come into operation at twelve o'clock noon, Eastern daylight saving time, on September 15th, 1942; and

That it is desirable from the point of view of public security and to maintain business confidence in the country that the \$50,000 coverage against war damage as provided for in Section 6 of the said Act be extended to the date when the scheme comes into operation, namely, twelve o'clock noon, Eastern daylight saving time, on September 15th, 1942.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act and the War Appropriation Act, 1942, is pleased to order that the provisions of Section 6 of the War Risk Insurance Act, 1942, be and they are hereby extended to cover the period between the twenty-fourth day of December, one thousand nine hundred and forty-one and twelve o'clock noon, Eastern daylight saving time, of the forty-fifth day after the commencement of the said Act, both inclusive.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council authorizing the Canadian Red Cross Society to issue certificates of qualification in Home Nursing

P.C. 7872

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 3rd day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas, under the provisions of Section 2 of The Canadian Red Cross Society Act (Chapter 13 of 28th June, 1922), certain purposes of the Society were set forth but the said purposes did not specifically include any power to issue a certificate of qualification to a person who has completed, to the satisfaction of the Society, a course of instruction in Home Nursing prescribed by the Society;

And whereas, in the opinion of the Minister of Pensions and National Health, it is advisable as a step in furtherance of the war effort that the Society be empowered under the War Measures Act to issue such a certificate of qualification in Home Nursing.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Pensions and National Health, and under the authority of the War Measures Act and notwithstanding anything contained in The Canadian Red Cross Society Act or any other statute, is pleased to authorize and doth hereby authorize the Canadian Red Cross Society to plan and conduct courses of instruction in Home Nursing and to issue certificates of qualification in Home Nursing to persons who have completed such a course to the satisfaction of the said Society.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council extending period of effectiveness of P.C. 7816,  
8th October, 1941, until the end of the war—(International  
Load Line Rules)

P.C. 7991

AT THE GOVERNMENT HOUSE AT OTTAWA

SATURDAY, the 5th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas last year the Government of the United Kingdom, by the issue of Defence Regulation 47 BA, provided for allowing certain relaxations to the provisions of the International Load Line Convention, 1930, with regard to ships of British registry, and asked if the Government of Canada would take similar action with regard to ships of Canadian registry;

And whereas by Order in Council P.C. 7816, of the 8th day of October, 1941, provision was made for similar relaxations in the case of ships of Canadian registry;

And whereas the relaxations in each case were to be effective only until the 31st day of August, 1942;

And whereas the Secretary of State for Dominion Affairs has reported to the Government of Canada that in view of the advantages of these relaxations, and the fact that they have not been accompanied by ill effects either to ships or crews, the Government of the United Kingdom propose extending the period of operation of their Order to be effective until the end of six months after the cessation of hostilities, and would appreciate it if the Government of Canada would consider adopting a similar measure;

And whereas the Chairman of the Board of Steamship Inspection advises that he is satisfied that as far as ships of Canadian registry are concerned, no ill effects to either ships or crews have been experienced, and recommends that the period of operation of Order in Council P.C. 7816, of the 8th day of October, 1941, be extended, accordingly.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Transport, is pleased to order that the period of effectiveness of Order in Council P.C. 7816, of the 8th day of October, 1941, be and it is hereby extended until the end of the war.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing the Statutory Orders and Regulations  
Order 1942**

P.C. 7992

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 4th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas since the outbreak of war, and as a result of wartime conditions and requirements, a large number of orders and regulations of a legislative character has been made by the Governor in Council and various wartime authorities and agencies;

And whereas upon the recommendation of the Convenor of the Cabinet Committee on Legislation, as constituted by Order in Council P.C. 4017 $\frac{1}{2}$  of December 5th, 1939, provision has, from time to time, been made for the compilation and publication of Proclamations and Orders in Council, under the War Measures Act;

And whereas no single agency of government is responsible for the recording and publishing of orders and regulations of a legislative character;

And whereas it is deemed expedient to provide for the recording and regular and systematic publication and distribution of such orders and regulations;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Right Honourable W. L. Mackenzie King, Prime Minister and President of the Privy Council, and under the authority of the

War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to make the following Order and it is hereby made and established accordingly:—

### ORDER

1. This Order may be cited as the Statutory Orders and Regulations Order, 1942.
2. A division of the Privy Council Office, which shall form part of the said Office, to be known as the Statutory Orders and Regulations division (hereinafter referred to as "the division") is hereby established.
3. (1) An officer shall be appointed by the Governor in Council to administer the division who shall be called the Director of the Statutory Orders and Regulations division (hereinafter referred to as "the Director").  
(2) Employees engaged under authority of the Cabinet Committee on Legislation shall be transferred to the division, and such additional clerks and employees as may be necessary to conduct the business of the division shall be appointed by the Governor in Council.
4. A registry shall be established in the Privy Council office, under the supervision of the Director, in which shall be filed copies of:—
  - (a) all orders of the Governor in Council, including Minutes of Council and of Treasury Board, relating to the war, of a legislative character or imposing a penalty;
  - (b) all orders, rules and regulations, relating to the war, of a legislative character or imposing a penalty, made by Ministers of the Crown;
  - (c) such other orders, rules and regulations, relating to the war, of a legislative character or imposing a penalty, made by a government board, agency, controller, administrator or other officer who may have authority to make such enactments, as the Governor in Council may, from time to time, direct.
5. (1) The Director shall consolidate, compile and publish, from time to time, under the title "Canadian War Orders and Regulations" such of the orders, rules and regulations mentioned in paragraph 4 of this Order, as may be determined by him.  
(2) "Canadian War Orders and Regulations" shall be distributed, without cost, to Provincial Attorneys-General and to such other persons as may, from time to time, be entitled to receive copies of the Statutes of Canada, and copies may be sold to the general public, upon such conditions as to cost as may be determined by the King's Printer.
6. Every Department, board, agency and officer having authority to make any order, rule or regulation relating to the war, of a legislative character or imposing a penalty, under the provisions of any Act of the Parliament of Canada, shall forthwith upon the making of any such order, rule or regulation, transmit a copy thereof to the Director.
7. The expenses involved in the organization and maintenance of the division shall be charged against the War Appropriation.

His Excellency in Council, on the same recommendation is further pleased, hereby, to dissolve the Cabinet Committee on Legislation, as constituted by Order in Council P.C. 4017½ of December 5th, 1939, and to revoke Order in Council P.C. 108 of January 13th, 1940, providing for the publication of Proclamations and Orders in Council.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council placing at the disposal of the Minister of Labour for the duration of the war the personnel and premises of the Unemployment Insurance Commission in connection with the administration of the National Selective Service Regulations, 1942

P.C. 7994

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 4th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas consideration has been given to the problems arising out of the administration of the recently enacted National Selective Service Regulations, 1942, and discussions have been had with the several members of the Unemployment Insurance Commission, who have expressed a strong desire to co-operate in every way possible in the present emergency;

And whereas as a result of the discussions it would appear advisable, for the efficient administration of the said National Selective Service Regulations, 1942, and more particularly to avoid duplication of services, to utilize the local employment and claims offices of the Unemployment Insurance Commission as well as the officers, clerks and employees of the Commission;

And whereas the Unemployment Insurance Commissioners concur in this opinion and have expressed their willingness to place at the disposal of the Minister of Labour the offices and personnel aforesaid and to afford all personal assistance in their power in connection with the administration of the regulations to serve the present emergency;

And whereas the Right Honourable W. L. Mackenzie King, Prime Minister and President of the Privy Council, recommends, with the concurrence of the Unemployment Insurance Commissioners, that for the security, defence, peace, order and welfare of Canada, the order hereinafter set out be made;

Now, therefore, His Excellency the Governor General in Council, under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

1. The control and supervision of the officers, clerks and employees of the Unemployment Insurance Commission as well as the several premises occupied by the Commission is hereby placed at the disposal of the Minister of Labour for a period which shall end on a day fixed by a proclamation issued under section two of the War Measures Act to the effect that the war no longer exists or on such earlier day as may be fixed by Order in Council and the Minister of Labour may utilize such personnel and premises for the administration of the National Selective Service Regulations, 1942, and, without prejudice to the autonomy and continuity of the Unemployment Insurance Commission, shall in co-operation with the Unemployment Insurance Commissioners administer The Unemployment Insurance Act, 1940, along with the administration of the National Selective Service Regulations, 1942, aforesaid, and, in that behalf, may exercise the rights, powers, duties and functions of the Unemployment Insurance Commission, which rights, powers, duties and functions are hereby extended to the Minister of Labour for the period aforesaid.

2. The Chairman of the Unemployment Insurance Commission shall be fully informed by the Minister of Labour from time to time touching all matters relative to the administration of The Unemployment Insurance Act, 1940, and shall make representations from time to time to the Minister of Labour in order to prevent any infringement of and to secure such fair and liberal administration of the said Act as will best insure the attainment of the object thereof according to its true intent, meaning and spirit.

3. Notwithstanding anything contained in The Unemployment Insurance Act, 1940, one of the commissioners may with his consent be appointed as Head of the Branch of the Department of Labour charged with the administration of the Unemployment Insurance Act and the National Selective Service Regulations, 1942, which shall be known as the Employment Service and Unemployment Insurance Branch. Such commissioner shall, upon assuming such office, be known as the Director of Employment Service and Unemployment Insurance.

4. Notwithstanding anything contained in The Unemployment Insurance Act, 1940, one of the commissioners may with his consent be assigned the duty of reviewing decisions of the courts of referees established under the Unemployment Insurance Act and of making representations to the Minister of Labour and to the referees aforesaid with the object of bringing about uniformity of decisions. Such commissioner shall also be appointed, in the absence on account of illness of the Chairman, as Acting Chairman of the National Employment Committee authorized by section ninety of the Unemployment Insurance Act.

5. The Officers, clerks and employees of the Unemployment Insurance Commission shall, under the control and supervision of the Minister of Labour, in addition to the duties which may be required of them under the Unemployment Insurance Act, perform such other duties as the Minister of Labour may from time to time require in connection with the administration and enforcement of the National Selective Service Regulations, 1942, and amendments thereof.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council amending Regulations Respecting Transit established  
by P.C. 6131, 12th August, 1941

*Canada Gazette (Extra), September 30, 1942*

P.C. 8036

AT THE GOVERNMENT HOUSE AT OTTAWA

SATURDAY, the fifth day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and under the authority of The War Measures Act and The Department of Munitions and Supply Act, is pleased to

amend the Regulations respecting Transit established by Order in Council of the 12th August, 1941, P.C. 6131, and they are hereby further amended, effective the 10th August, 1942, as follows:—

1. The following paragraphs are added immediately after paragraph (aa) of subsection (1) of Section 2:
  - (bb) To require any transport company to be registered or re-registered with the Transit Controller for any purpose related to these Regulations and to register or re-register any such transport company and to prescribe the manner, procedure, terms and conditions under which registration or re-registration shall be applied for or made and, subject to the approval of the Minister, to fix the fees payable by such transport company for any such registration or re-registration or for any marker, or other evidence of registration or re-registration, prescribed or furnished by the Transit Controller;
  - (cc) To prohibit any transport company from operating or furnishing any transportation facilities of any kind or kinds at or in or between any place or places, or otherwise, as may be specified by the Controller unless registered or re-registered as required by the Transit Controller;
  - (dd) To order or require any transport company to display or post on any vehicle or place as directed by the Controller, any licence, permit, marker, or other evidence of registration, re-registration, licensing or permission relating to these regulations;
  - (ee) To order or require any transport company to keep such books, accounts and/or records as may from time to time be prescribed by the Transit Controller, either generally or specifically;
  - (ff) To order or require any transport company to make or procure the making of such checks and/or audits of the books, accounts, and/or records of such transport company or of any other person to whom transportation facilities or services have been supplied by such transport company, as may from time to time be prescribed by the Transit Controller either generally or specifically."

2. Sections 5 and 6 are rescinded and the following substituted therefor:

"5. The Transit Controller shall have power to delegate from time to time to any person or persons any power vested in the Controller under these Regulations, including any power involving the exercise of a discretion, and any order made in the exercise by any such person of a power so delegated shall be final and binding unless and until it has been reviewed and varied or vacated by the Controller.

6. The Transit Controller shall have power by Order to prohibit and restrain any transport company from operating or furnishing transportation facilities at any place or in any area or zone specified by the Controller and to this end the Controller may order such acts or things to be done or omitted as he may deem necessary to prevent or preclude the use of any particular transportation facilities or any building or place in breach of such Order. The Controller may exercise the said power to prevent or preclude any breach or further breach or apprehended breach of any Order (whether general or specific) of the Controller or a Deputy Controller or any person acting under the authority of any of them."

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council exempting coke, made from coal, from War Exchange Tax when used as a fuel for cooking or baking foods or for heating buildings or water**

*Canada Gazette, September 12, 1942*

P.C. 8042

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 9th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that coke of a kind not produced in Canada or coke which, owing to transportation costs, is not available commercially at point of use in Canada, when imported by manufacturers for use exclusively in manufacturing calcium carbide or rock wool or in metallurgical operations, in their own plants, is admitted duty free from all countries under Tariff Item 587b;

That imports of coke, other than the kinds specified in Tariff Item 587b, are dutiable under Tariff Item 587 as "coke, n.o.p." and admitted duty free under the British Preferential Tariff but subject to a Customs duty of \$1 per ton under the Intermediate or General Tariff;

That by Order in Council P.C. 4488, dated 28th May, 1942, imports of "coke, n.o.p." were exempted from customs duty of \$1 per ton and the war exchange tax of 10 per cent ad valorem when originating in countries entitled to Intermediate or General Tariff treatment, effective May 1, 1942; and

That it was not intended that under the provisions of Order in Council P.C. 4488 imports of coke specified in Tariff Item 587b should be exempt from the war exchange tax of 10 per cent ad valorem, but in a number of cases dealers have recently imported coke as described in Tariff Item 587b and entered this coke under Item 587 as "coke, n.o.p.", exempt from customs duty and war exchange tax.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, is pleased to revoke and doth hereby revoke the said Order in Council, P.C. 4488, dated May 28, 1942.

His Excellency in Council, on the same recommendation, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered that, effective on and after September 15, 1942, imports of coke, made from coal, when imported to be used as a fuel for cooking or baking foods or for heating buildings or water be exempt from war exchange tax and accorded the tariff treatment hereunder indicated:—

Coke, made from coal, when imported to be used as a fuel for cooking or baking foods or for heating buildings or water.

British  
Preferential  
Tariff  
Free

Intermediate  
Tariff  
Free

General  
Tariff  
Free

(To be designated as Tariff Item 587a.)

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council exempting imports of ethylene dichloride and di chlor formal from customs duty and war exchange tax when used in the manufacture of synthetic rubber**

P.C. 8045

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 9th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that two of the chief raw materials used in the manufacture of Thiokol, which is a polysulphide rubber synthetic, are ethylene dichloride and di chlor formal;

That ethylene dichloride and di chlor formal are not produced in Canada;

That about fifty per cent of the value of the finished product, Thiokol, is represented by the aforementioned chemicals;

That imports of ethylene dichloride and di chlor formal are subject to a rate of customs duty of  $17\frac{1}{2}$  per cent when imported from the United States or any other foreign country entitled to most-favoured-nation treatment;

That imports of ethylene dichloride and di chlor formal are also subject to the war exchange tax of 10 per cent when imported from the United States or any other non-sterling area; and

That the National interest would be best served in the present emergency by exempting ethylene dichloride and di chlor formal from the payment of the customs duty of  $17\frac{1}{2}$  per cent and the war exchange tax of 10 per cent when imported from countries the products of which are subject to Intermediate Tariff treatment.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered that imports of ethylene dichloride and di chlor formal for use in the manufacture of synthetic rubber be accorded the tariff treatment hereunder indicated, effective September 1, 1942:—

Ethylene dichloride and di chlor formal for use in the manufacture of synthetic rubber . . . .

British Preferential Tariff Free	Inter- mediate Tariff Free	General Tariff 25 p.c.
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(To be designated as Tariff Item 843.)

and that ethylene dichloride and di chlor formal originating in and imported from countries the products of which are entitled to Intermediate Tariff treatment be exempt from the war exchange tax of 10 per cent ad valorem, effective September 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council revising and re-establishing regulations respecting steel**

**P.C. 8053**

**AT THE GOVERNMENT HOUSE AT OTTAWA**

**WEDNESDAY, the 9th day of September, 1942.**

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas by Order in Council P.C. 2742 of June 24th, 1940, Regulations Respecting Steel were established and Hugh Day Scully, Esquire, of the City of Ottawa, Ontario, was appointed as Steel Controller with provision for payment of his expenses as such Steel Controller;

And whereas the said Order in Council was amended by Order in Council P.C. 1170 of February 17th, 1941, Order in Council P.C. 2448 of April 8th, 1941, Order in Council P.C. 6835 of August 29th, 1941, and Order in Council P.C. 7359 of September 20th, 1941;

And whereas by Order in Council P.C. 6132 of August 12th, 1941, the appointment of Hugh Day Scully, Esquire, as Steel Controller was rescinded; and Frederick Binns Kilbourn, Esquire, of the City of Montreal, Quebec, was appointed as Steel Controller with provision for payment of his expenses as such Steel Controller;

And whereas by Order in Council P.C. 7291 of September 16th, 1941, Martin A. Hoey, Esquire, of the City of Montreal, Quebec, was appointed as Deputy Steel Controller;

And whereas it is deemed desirable to clarify and extend the powers of the Steel Controller and for this purpose to revoke certain of the said Orders in Council and to revise and re-establish the Regulations Respecting Steel as hereinafter provided;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and pursuant to the powers conferred on the Governor in Council by The Department of Munitions and Supply Act and by The War Measures Act, is pleased to order as follows:

- A. Frederick Binns Kilbourn, of the City of Montreal, Quebec, is hereby continued in office and appointed as Steel Controller, with the duties, privileges and immunities conferred or charged upon or vested in the Steel Controller by the Regulations hereinafter set out or by any other Regulation, Order in Council or Statute.
- B. Martin A. Hoey, of the City of Montreal, Quebec, is hereby continued in office and appointed as a Deputy Steel Controller with the duties, privileges and immunities conferred or charged upon or vested in a Deputy Steel Controller by the Regulations hereinafter set out or by any other Regulation, Order in Council or Statute.
- C. There shall be paid to the said Frederick Binns Kilbourn as such Steel Controller the administration expenses (including actual out of pocket expenses for travelling, of himself or anyone acting under his authority) incurred by him in the exercise of his powers or discharge of his duties; the same to be paid out of the funds provided and allotted to the Department of Munitions and Supply under the War Appropriation Act.

- D. The said Orders in Council P.C. 2742 of June 24th, 1940, P.C. 1170 of February 17th, 1941, P.C. 6132 of August 12, 1941, P.C. 7291 of September 16th, 1941, and P.C. 7359 of September 20th, 1941, are hereby revoked.
- E. The provisions of Clauses A., B., C., and D., next preceding shall be effective on and after July 30th, 1942, and the following Regulations Respecting Steel are hereby made and established, effective on and after July 30th, 1942.

## REGULATIONS RESPECTING STEEL

### 1. INTERPRETATION

- (1) For the purposes of these Regulations (and of any Order made under these Regulations) unless the context shall otherwise require:
- (a) "Controller" or "Steel Controller" shall mean the Steel Controller appointed by the Governor General in Council and for the time being in office as such;
- (b) "Associate Controller" or "Associate Steel Controller" shall mean an Associate Steel Controller appointed by the Governor General in Council and for the time being in office as such;
- (c) "Deputy Controller" or "Deputy Steel Controller" shall mean a Deputy Steel Controller appointed by the Governor General in Council and for the time being in office as such;
- (d) "dealing in or with" shall include buying, selling, leasing, hiring, exchanging, acquiring, importing, storing, supplying, delivering, operating, transporting, distributing, shipping, conveying, installing, allocating, consuming or using and "deal in or with" and "dealt in or with" shall have corresponding and similarly extended meanings;
- (e) "equipment" shall include any property real or personal, and any goods owned by or under the control of any person for the purpose of producing or dealing in or with steel or which can be used for the purpose of producing or dealing in or with steel; provided that the Minister may generally or specifically declare in writing any property or thing to be included in, or excluded from "equipment" for the purposes of these Regulations or any other Regulation, or Order in Council relating to the Steel Controller;
- (f) "the Minister" shall mean the Minister of Munitions and Supply for the time being in office and shall include any acting Minister of Munitions and Supply;
- (g) "order" shall include any licence, permit, regulation, prohibition, direction, condition, requirement, restriction or limitation (issued or made under these Regulations or under any other Regulation or Order in Council relating to the Steel Controller);
- (h) "person" shall include firm, corporation, co-operative enterprise, company, governmental body or department, partnership, association or any other body and the heirs, executors, administrators, receivers, liquidators, curators, and other legal representatives of such person according to the laws of that part of Canada applicable to the circumstances;
- (i) "producing" shall include prospecting, developing, digging, mining, drilling for, melting, extracting, milling, concentrating, refining, smelting, processing, fabricating, machining, rolling, finishing, making, manufacturing and repairing and "produce", "produced", and "production" shall have corresponding and similarly extended meanings;

- (j) "scrap metal" shall include any article, material or thing which contains ferrous metal, whether alone or in conjunction with any non-ferrous metal or other substance and which is suitable for scrap; and (without limiting the generality of the foregoing) any such article, material or thing shall be deemed to be suitable for scrap, if it is or forms part of any building, structure, machinery, plant, or thing which is disused, obsolete, redundant or otherwise serving no immediate vital purpose and whether it is suitable for remelting or refabrication, or for use in its existing form.;
- (k) "steel" shall include all steel commonly so called, in any form, and all steel products; and also, without restricting the generality of the foregoing, shall include iron ore, and all iron metal and all alloys of iron and carbon, with or without other metals; and any raw materials and minerals (except coal and coke) which go into the making of steel; and shall also include any scrap metal provided that the Minister may declare in writing any article, commodity, substance, or thing to be included in or excluded from "steel" for the purposes of these Regulations; or any other Regulation or Order in Council relating to the Steel Controller;
- (m) Words in the singular shall include the plural, and words in the plural shall include the singular, and the masculine, feminine or neuter gender respectively shall be deemed to denote either the neuter or the feminine or the masculine where the context so requires.

(2) Except as herein otherwise provided His Majesty in right of Canada and His Majesty in right of any Province, thereof shall be bound by the provisions of these Regulations.

## 2. CONSTITUTION OF STEEL CONTROLLER

(1) There shall be a Steel Controller appointed by the Governor General in Council who shall have the powers set out in these Regulations.

(2) An Associate Steel Controller shall have and exercise any and all powers conferred on the Steel Controller subject to any restriction thereof which the Controller may from time to time impose and subject in all cases to review by the Controller; provided that any Order of an Associate Controller shall be final and binding unless and until it has been varied or vacated by the Controller.

(3) A Deputy Steel Controller shall have and exercise any and all powers conferred on the Steel Controller subject to any restriction thereof which the Controller or an Associate Controller may from time to time impose and subject in all cases to review by the Controller or an Associate Controller; provided that any Order of a Deputy Controller shall be final and binding unless and until it has been varied or vacated by the Controller or an Associate Controller.

## 3. CONTROL OF STEEL AND EQUIPMENT

- (1) The Steel Controller shall have power exercisable from time to time:
  - (a) To take possession of steel wherever found and to produce and/or deal in or with steel or equipment;
  - (b) To enter on any land and into any mine, plant, factory, mill, refinery, smelter, foundry, warehouse, building, or place where steel or equipment are produced or dealt in or with for the purpose of inspecting its production and operations and/or any steel or equipment;
  - (c) To enter on, take possession of, and utilize any mine, land, plant, factory, mill, refinery, smelter, foundry, warehouse, building, or place

or any equipment used or capable of being used for the purpose of producing or dealing in or with steel and to deal in or with or take possession of any vehicles, cars, ships, locomotives, or other equipment deemed by the Steel Controller to be required or useful for the operation of any such mine, plant, factory, mill, refinery, smelter, foundry, warehouse, building, or place and/or for producing or dealing in or with steel or equipment; provided that any Order of the Steel Controller made under the powers vested in him by this paragraph (c) shall be subject to any conflicting valid Order of the Transport Controller appointed by the Governor in Council on the recommendation of the Minister of Transport, and also to any conflicting valid order of the Motor Vehicle Controller, appointed by the Governor in Council on the recommendation of the Minister of Munitions and Supply.

- (d) Subject to the provisions of Section 9 hereof, to fix and/or regulate the price and/or markup at or for which any steel or equipment may be sold or offered for sale or supplied generally or in any place, area, or zone;
- (e) To prohibit or regulate any practice followed in or related to producing or dealing in or with any steel or equipment, or used in connection therewith;
- (f) To prohibit any person from owning, keeping, having, retaining, or being in possession of or having control of scrap metal;
- (g) To decide and order that any article, material or thing which contains ferrous metal, whether alone or in conjunction with any non-ferrous metal or other substance is scrap metal for the purposes of these Regulations.
- (h) Subject to the approval of the Minister, to limit, or to establish a quota or quotas prescribing the kind, type, grade, quality, standard, strength, classification or specification of steel and the quantity that may be produced and/or dealt in or with by any person from time to time; and, subject as aforesaid, to prohibit any person from producing and/or dealing in or with steel except in accordance with such limit or quota or quotas unless the Controller shall have issued a permit therefor, which permit may specify the manner in which such steel may be produced and/or dealt in or with contrary to such limit or quota or quotas and/or the kinds, types, grades, qualities, standards, strengths, classifications or specifications of steel and the quantity thereof that may be made and/or dealt in or with contrary to such limit or quota or quotas;
- (i) To prohibit any person from producing and/or dealing in or with steel or equipment of any kind or kinds, or participating in any such production and/or dealing in or with steel or equipment, either directly or indirectly, unless licensed by and/or except under a permit issued by the Controller;
- (j) To issue and reissue licences or permits to persons producing and/or dealing in or with steel or equipment and to suspend, cancel or refuse to issue any such licence or permit whenever the Controller deems it advisable, and to prescribe the manner, procedure, terms and conditions under which such licences or permits shall be obtained, and subject to the approval of the Minister to fix the fees payable for the issue of such licences or permits;
- (k) To prescribe conditions to which any licence or permit issued or made pursuant to these Regulations shall be subject and to vary any such

conditions and/or specify further or other conditions, and to cancel, suspend, or refuse to issue any such licence or permit when the Controller deems it in the public interest to do so;

- (m) To prohibit or require or regulate the construction or use of, or making of any alteration, repair or addition to any equipment.
- (n) To make orders regulating, fixing, determining and/or establishing the kind, type, grade, quality, standard and/or the strength of steel that may be produced and/or dealt in or with by any person and/or of any equipment that may be dealt in or with by any person, and to prohibit any production and/or dealing in or with steel or equipment contrary to any such order or orders without a permit from the Controller;
- (o) To order or require any person, owning or having power to dispose of or being in possession of or producing or dealing in or with steel or equipment to produce and/or deal in or with such steel or equipment in such manner as may be specified and (but subject to any conflicting valid order of the Priorities Officer of the Department of Munitions and Supply) in such priority to any other business of such persons as may be specified;
- (p) Subject to the approval of the Governor in Council, to advance moneys to any person, engaged in the business of producing steel for the purpose of assisting such person in the carrying on of such business;
- (q) To order or require any person owning or having power to dispose of or being in possession of or producing and/or dealing in or with steel or equipment to keep such books, accounts and/or records as may from time to time be prescribed by the Controller either generally or specifically;
- (r) To order or require any person producing, and/or dealing in or with steel or equipment to make or procure the making of such checks and/or audits of the books, accounts and/or records of such person, or of any other person who has received, directly or through another supplier, steel or equipment sold or supplied by such person, as may from time to time be prescribed by the Controller either generally or specifically;
- (s) To order or require any person owning or having power to dispose of, or being in possession of, or producing and/or dealing in or with steel or equipment, or any agent, employee or representative of any such person to furnish, in such form and within such time as the Controller may prescribe, such facts, data, or information as the Controller may deem necessary; and the Controller may, at his discretion, require the same to be furnished under oath or affirmation;
- (t) To order or require any person owning or having power to dispose of, or being in possession of, or producing and/or dealing in or with steel or equipment, to produce to any person authorized in writing for the purpose by the Controller, all or any books, records, and/or documents, and to permit the person so authorized to make copies of, or take extracts from the same, and when the Controller deems necessary, to remove and retain any such books, records and/or documents;
- (u) Subject to the approval of the Minister, to enter upon and conduct any investigation or inquiry, which, in the opinion of the Controller, is necessary to obtain any information within the possession or knowledge of any person owning or having the power to dispose of, or being in possession of, or producing and/or dealing in or with steel or equipment or of any agent, employee or representative of any such person; and for such purpose the Controller shall have and exercise

all powers of a commissioner duly appointed under part I of the Inquiries Act, being Chapter 99 of the Revised Statutes of Canada, 1927, and amending Acts, and to engage the services of any person as provided in Section 11 of the said Act;

- (v) To regulate and control, by prohibition or otherwise any or all dealings or transactions between any person producing and/or dealing in or with steel or equipment and any other such person in respect of or in connection with, any production and/or dealing in or with steel or equipment, and/or the acquiring and/or use of any real and/or personal property, including any equipment, for or in connection therewith;

(2) The powers set forth in the foregoing subsection (1) of this Section 3 are several and not dependent on each other, and no paragraph or provision thereof shall be construed, unless so stated or indicated, as being limited in its generality by the terms of any other paragraph or provision.

#### *4. Compensation*

If the Controller, an Associate Controller or a Deputy Controller or any person acting under the authority of any of them, seizes or otherwise takes possession of any steel or equipment, or if the Minister determines that any person is entitled to compensation by reason of any Order, then in default of agreement, the compensation to be paid in respect of any steel or equipment shall be such as is prescribed and determined by the Controller with the approval of the Minister, and the compensation, if any, to be paid by reason of any other Order shall be such as is determined by the Exchequer Court in reference thereto by the Minister; provided that the Minister may refer any question of compensation to the Exchequer Court.

#### *5. Delegation of Powers*

The Steel Controller shall have power to delegate from time to time to any person or persons any power vested in the Steel Controller under these Regulations, including any power involving the exercise of a discretion, and any Order made in the exercise by any such person of a power so delegated shall be final and binding unless and until it has been varied or vacated by the Controller.

#### *6. Orders to Conserve Steel or Prevent Breaches*

The Steel Controller shall have power by Order to prohibit and restrain any person from producing and/or dealing in or with steel and/or equipment at any place or in any area or zone specified by the Controller, and to this end, the Controller may order such acts or things to be done or omitted as he may deem necessary to prevent or preclude the use of any particular steel or equipment or any land, mine, plant, factory, mill, refinery, smelter, foundry, warehouse, building or place in breach of such Order. The Controller may exercise the said power, to prevent or preclude any breach or further breach or apprehended breach of any Order (whether general or specific) of the Controller, an Associate Controller, a Deputy Controller or any person acting under the authority of any of them.

#### *7. Breach of Contract Pursuant to Order*

Where any person fails to fulfil any contract or obligation whether made or assumed before or after the effective date of these Regulations, and such failure is due to compliance on the part of such person with any Order made under the authority of these Regulations after such contract or obligation was made or assumed, proof of that fact shall be a good defence to any action or proceeding against such person in respect of such failure.

*8. Protection to Controller, Associate Controller, Deputy Controller and Agents*

The Controller, any Associate Controller, any Deputy Controller, and any person acting for, or on behalf of, or under the authority of any of them shall not be or become liable to any person for anything done or omitted in the exercise or purported exercise of any power or authority from time to time vested in the Controller.

*9. Wartime Industries Control Board Regulations Preserved*

Nothing in these Regulations shall restrict or vary the provisions of the Wartime Industries Control Board Regulations established by Order in Council P. C. 6835 of August 29th, 1941, as amended, and the Steel Controller shall have the powers and immunities and be subject to the limitations granted and imposed by the said Wartime Industries Control Board Regulations as amended, which shall be read and construed as one with these Regulations.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing the Metals Controller to purchase, store  
and dispose of supplies of molybdenum**

P.C. 8094

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 9th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Munitions and Supply reports that in the manufacture of certain types of steel, large quantities of molybdenum are required and that ordinarily Canada is able to import a large percentage of its industrial needs of molybdenum, but owing to the exigencies of war, will be unable to import the substantial quantities which are required;

That for the purposes of obtaining supplies and munitions of war it is necessary to obtain as large a quantity of molybdenum as possible from all available sources, both in Canada and elsewhere, and it is desirable to establish and maintain a reserve of 400 tons of molybdenum and to obtain molybdenum for current requirements and that authority should be given to the Metals Controller to purchase, store and dispose of molybdenum as hereinafter set out provided that the total cost of all purchases and related charges shall not exceed at any one time the sum of \$1,000,000; and

That the Supplementary 1941 War Appropriation Act 1942, C.7 (Section 2) provides that any moneys received as a repayment of any expenditure made under the authority of said Act, may with the approval of the Governor in Council be re-expended.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and pursuant to the powers conferred on the Governor in Council by the Department of Munitions and Supply Act and by The War Measures Act, is pleased to order as follows:—

1. The Metals Controller is hereby authorized,

- (a) To purchase on behalf of His Majesty in right of Canada, molybdenum contained in ores, concentrates, oxides or ferro molybdenum at such price or prices and from such person or persons as the Metals Controller may from time to time determine in order to establish and maintain a reserve of 400 tons, and for current requirements of molybdenum.

- (b) To arrange from time to time as in his discretion he may deem necessary for the further processing of such ores, concentrates or oxides of molybdenum.
  - (c) To pay as purchase price for such molybdenum, and as tolls, converting, processing, and incidental charges (including transportation and storage) up to a total sum not exceeding at any one time the sum of \$1,000,000, for which there is held on the file of the Department of Munitions and Supply Financial Encumbrance No. 1492 of April 16, 1942;
2. The Metals Controller is hereby authorized to sell on behalf of His Majesty from time to time portions of such reserve of molybdenum or such purchases as may be made pursuant to this authority, or part thereof, to Industries engaged in the production of munitions and supplies of war whenever in his opinion it is in the public interest to do so, and at such price or prices as the Metals Controller may determine, provided that the Metals Controller may in the event of making any such sale or sales, and if he deems it in the public interest to do so, purchase a sufficient quantity of molybdenum to replace the quantity sold in order to maintain said reserve of 400 tons;
3. Any moneys received from the sale of molybdenum purchased under this authority may pursuant to the provisions of The Supplementary 1941 War Appropriation Act be re-expended to pay the purchase price and related charges for such molybdenum (in its said several forms) as may be purchased by the Metals Controller to replace the quantities sold, in order to maintain said reserve of 400 tons;
4. The Metals Controller, in respect of any molybdenum purchased by him pursuant to this authority, is hereby authorized to enter into contracts for storage in writing on behalf of His Majesty in right of Canada on such terms and in such forms as he may consider adequate to protect His Majesty, in right of Canada, from loss, and agree to pay (at the cost of His Majesty, in right of Canada) such storage charges as to the Metals Controller may seem fit, the said storage charges to be paid out of the said sum of \$1,000,000 authorized by Section 1 hereof.

(Sgd.)      A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing remission of customs duty and various taxes  
on goods imported by Governments of the United Kingdom,  
United States and countries allied with them**

P.C. 53/8097

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board,  
approved by His Excellency the Governor General in Council, on the  
9th September, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of National Revenue reporting:—

“That authority already exists for exemption from payment of Customs duties, sales and/or excise taxes in respect of importations and purchases of certain goods by the Governments of the United Kingdom, the United States of America and countries allied with them, or by units of their armed forces, or by the Department of Munitions and Supply on their behalf, provided the goods are to become and remain the property of the aforementioned governments;

That representations have been received from officials of the various governments concerned expressing appreciation of concessions already granted, but pointing out that there are many other taxes imposed on goods or on services under the provisions of the Special War Revenue Act such as the tax on tickets or rights of transportation, the tax on long distance telephone calls, the tax on telegraph and cable messages, the excise tax on gasoline and on tires, the sales tax on electricity and on gas, and probably others for which there is no provision at the present time for exemption, when purchases are made by the Governments of the United Kingdom, the United States of America, and countries allied with them or by units of their armed forces or by the Department of Munitions and Supply on their behalf.

Now, therefore, the undersigned, Minister of National Revenue, has the honour to recommend that authority be granted under Section 3 of the War Measures Act for the following Customs duties, sales and/or excise taxes concessions with respect to all goods acquired by or services performed for the Governments of the United Kingdom, the United States of America and countries allied with them, or by units of their armed forces, or by the Department of Munitions and Supply on their behalf, provided the goods are to become and remain the property of the aforementioned governments and that the funds expended for services performed are the funds of the respective governments and that the expenditures are for war purposes;

- (1) Remission or refund of customs, duties, special excise tax, sales tax and other excise taxes, except stamp taxes, paid or ordinarily payable on goods imported, excluding spirits;
- (2) Remission or refund of sales tax and other excise taxes paid or ordinarily payable on goods purchased from suppliers in Canada;
- (3) Remission of stamp taxes, except those imposed on matches, cigarette papers, cigarette paper tubes, playing cards, letters and post cards;
- (4) Remission or refund of excise taxes paid or ordinarily payable on services performed.

Provided that articles and materials in respect of which remission or refund has been obtained, which remain on hand at the time of the cessation of hostilities in the present war, or which prior to that time are diverted for use other than mentioned herein, shall become subject to any customs duties and excise taxes ordinarily applicable unless they are exported or destroyed, and the scrap and salvage resulting from any such destruction shall also become subject thereto, and the person who acquires the goods, whether by purchase or otherwise, shall pay, when he obtains possession thereof, the said customs duties and excise taxes levied at the rates then in effect, computed on a valuation as determined by the Department of National Revenue.

And further, that the Minister of National Revenue be authorized to do all such acts, matters and things including the establishing of such regulations as may be necessary or advisable to carry out the foregoing.

It is further recommended that this Order in Council shall be effective on and after September 2, 1939, as respects (1) and (2) and January 1, 1942, as respects (3) and (4), and that it shall supersede and cancel Orders in Council P.C. 26/1045 dated March 19, 1940, P.C. 41/4600 dated June 25, 1941, and P.C. 57/8600 dated November 5, 1941."

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.)      A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing methods of Tax deductions from pay of employees**

P.C. 73/8097

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board,  
approved by His Excellency the Governor General in Council, on the  
9th September, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of National Revenue recommending that authority be granted:—

“ 1. That any employer in lieu of making deduction at the source from the pay of employees, as provided for in the Table of Tax Deductions authorized by Order in Council P.C. 7029, dated 12th August, 1942, may, on the approval of the Minister of National Revenue, make a deduction from each pay during the period from September, 1942, to August, 1943, both months inclusive, of that percentage which the tax on the estimated 1942 income, calculated at the 1942 Income Tax rates, bears to said income of the taxpayer.

2. That deduction at the source will continue to be made in the absence of approval by the Minister of National Revenue in respect of the employees of any company, as provided for in the said Order in Council P.C. 7029, dated 12th August, 1942.”

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing Wartime Information Board**

*Canada Gazette, September 19, 1942*

P.C. 8099

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 9th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 4017½ of the 5th day of September, 1939, a Cabinet Committee on Public Information was established;

And whereas by Order in Council P.C. 4073 of the 8th day of December, 1939, a Director of Public Information, responsible to the above-mentioned Cabinet Committee on Public Information, was appointed to provide for the collection, co-ordination and dissemination to the public, of information concerning all phases of Canada's war effort and the various activities of government related thereto;

And whereas the Department of National War Services Act, 1940 (Chapter 22, 4 George VI), empowered the Minister of National War Services to co-ordinate the existing public information services of the government;

And whereas by Order in Council P.C. 4748 of the 13th day of September, 1940, later replaced by Order in Council P.C. 8488 of the 31st day of October, 1941, the activities of the Director of Public Information were placed under the Department of National War Services.

And whereas it has become expedient, in the public interest, to provide for appropriate reorganization of such services, with the object of ensuring an informed and intelligent understanding of the purposes and progress of the Canadian war effort and its relation to the common effort of the United Nations;

And whereas for the purposes aforesaid it is expedient to establish a direct relationship between such information services and the War Committee of the Cabinet;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Right Honourable W. L. Mackenzie King, Prime Minister and President of the Privy Council, and under and by virtue of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and the Public Service Re-arrangement and Transfer of Duties Act, Chapter 165 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:—

#### WARTIME INFORMATION BOARD

1. (1) A Board, to be known as "Wartime Information Board" (hereinafter referred to as "the Board"), which shall consist of a Chairman, a Vice-Chairman and eight members, is hereby established.

(2) The Chairman, the Vice-Chairman and the members of the Board shall be appointed by the Governor in Council and shall hold office during pleasure.

(3) Four members of the Board shall constitute a quorum for the transaction of business.

(4) The head office of the Board shall be at Ottawa, and meetings of the Board may be held at Ottawa or at such other place as the Chairman may from time to time decide.

(5) No fees or emoluments of any kind shall be payable to or received by the Chairman, Vice-Chairman or any other member of the Board in connection with services rendered as such, but they shall be entitled to receive and be paid their actual disbursements for travelling and living expenses necessarily incurred by them in connection with the discharge of their duties under this Order.

(6) The Board shall be responsible and shall report to the Prime Minister in his capacity of President of the Privy Council and Chairman of the War Committee of the Cabinet.

#### STAFF

2. (1) The Governor in Council may appoint a Secretary, who shall hold office during pleasure.

(2) The Board, with the approval of the Governor in Council, may appoint or employ such officers, clerks and employees as may be necessary for the conduct of its business upon such terms and conditions as it may deem expedient and may, with such approval, fix their remuneration.

(3) The Public Information Division of the Department of National War Services is hereby transferred to and shall hereafter be administered by the Board and the personnel employed in the said Division are hereby transferred to the staff of the Board.

POWERS AND DUTIES OF THE BOARD

3. The powers relative to Public Information vested in the Minister of National War Services by Order in Council, P.C. 3333, dated 19th July, 1940, under the provisions of subsection (d) of section 5 of the Department of National War Services Act, 1940 (Chapter 22, 4 George VI), are hereby transferred to the Board.

4. The Board shall, notwithstanding the provisions of any Act of Parliament of Canada, or any Order made thereunder, inconsistent with this Order—

- (a) Co-ordinate the existing public information services of the government and supervise the release from government sources of Canadian war news and information in and to any country outside of Canada;
- (b) Provide means and facilities for the distribution, both within and without Canada, of Canadian war news and information.

5. The Board may

- (a) with the approval of the Governor in Council establish such offices within and without Canada as it may deem expedient;
- (b) provide such accommodation and equipment as may be necessary for the discharge of the business of its offices;
- (c) enter into contracts with any person or corporation for carrying out any of the provisions of this order and for such purpose the Board shall be the agent of His Majesty the King in the right of the Dominion of Canada; and
- (d) make such rules and regulations not inconsistent with this Order as to the conduct of its business, as it may deem expedient.

6. All expenses lawfully incurred by the Board, including travelling and living expenses of members of the Board, shall be payable out of the War Appropriation.

His Excellency in Council is further pleased to order that the Cabinet Committee on Public Information established by Order in Council P.C. 4017½ of the 5th day of September, 1939, be and it is hereby dissolved.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council establishing Air Raid Precautions Personnel Compensation Order

*Canada Gazette, September 19, 1942*

P.C. 8110

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 11th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Pensions and National Health reports that numerous difficulties have presented themselves in the administration of the Order in Council, P.C. 7147, of September 10th, 1941, relating to compensation for injuries to air raid precautions workers, and various complaints have been

made regarding its provisions by the Provincial authorities charged with the responsibility of enlisting air raid personnel and of carrying out the provisions of the Defence of Canada Regulations respecting air raid precautions;

That a Committee, consisting of officers of my Department and of the Canadian Pension Commission, has given careful consideration to the provisions of said Order in Council and has recommended that the same be rescinded and that new regulations be substituted therefor embodying *inter alia* the following features, namely,

- (a) widening of the definition of air raid precautions worker to include certain workers who cannot conveniently be registered as such;
- (b) widening of the definition of war service injury to include injuries sustained by all personnel during and arising out of training and tests;
- (c) a more close relationship between the provisions respecting pension, and in particular procedural and supplementary provisions, and the provisions of the Pension Act and the practice of the Canadian Pension Commission thereunder;
- (d) a more close relationship between injury allowance and treatment, and hospital allowances and treatment in pension cases under the Pension Act;
- (e) provision which, whilst retaining in the Pension Commission final authority in the granting of injury allowance and treatment, will permit the Department to grant injury allowance and treatment in emergent cases and until it is possible for the Commission to make its determination of the right thereto;
- (f) provision for restricting the number of hearings permitted a claimant for injury allowance;
- (g) elimination of all provisions made unnecessary by reason of the application of the provisions of the Pension Act to the regulations;
- (h) the striking out of the schedule of injury allowances, the scale applicable to persons in hospital and making one scale applicable to such persons whether in hospital or not;

That it is deemed that the making of such regulations in substitution for the said Order in Council P.C. 7147 will, without imposing any further appreciable burden upon the Dominion Government, create a better relationship between the Provincial and Dominion authorities, with respect to air raid precaution matters, and will in a great measure facilitate the administration of pension injury allowance and treatment in the cases of air raid precautions casualties.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Pensions and National Health, is pleased to revoke and doth hereby revoke Order in Council, P.C. 7147, of September 10th, 1941.

His Excellency in Council, on the same recommendation, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and notwithstanding anything to the contrary contained in The Pension Act or any other Act or regulation, is pleased to make the following Order and it is hereby made and established in substitution for the Order hereby revoked:

## ORDER

1. This Order may be cited as the Air Raid Precautions Personnel Compensation Order.

2. In this Order and in any regulation made thereunder, unless the context otherwise requires,

- (a) "air raid precautions worker" means,
  - (i) a person registered as a volunteer worker in a designated area by a body organized for air raid precautions purposes pursuant to authority under Regulation 33 of Defence of Canada Regulations (Consolidation) 1941;
  - (ii) a person brought within this definition by regulation under the provisions of paragraph 20 of this Order.
- (b) "Department" means the Department of Pensions and National Health;
- (c) "designated area" means Montreal, Toronto area, Ottawa-Hull, Esquimalt-Victoria, Vancouver, New Westminster, Prince Rupert, Sydney, Halifax, Saint John, Quebec and any other areas which have heretofore been declared such by the Treasury Board for the purposes of Order in Council P.C. 7147 of September 10th, 1941, or which may hereafter be declared such by the Treasury Board for the purposes of this Order in Council;
- (d) "serious or prolonged disability" does not include a disability of a degree less than twenty per cent estimated in the manner provided by Section 24 (2) of the Pension Act.
- (e) "war service injury" means any physical injury sustained during the war with the German Reich by an air raid precautions worker arising out of and in the course of his duties as such consequent upon enemy action or counter-action against the enemy or action in apprehension of enemy attack or during a blackout, test or period of training duly authorized by the senior air raid precautions officer in the designated area in which such injury was sustained.

3. Otherwise than as provided by paragraphs 7 and 8 hereof, this Order shall be administered by the Canadian Pension Commission.

4. (1) Unless it is otherwise provided, or the context otherwise requires, definitions contained in this Order shall have the same meaning as in the Pension Act and all provisions of the Pension Act which are not inconsistent with the provisions of this Order or any regulation made thereunder shall apply to every claim for pension or injury allowance made under this Order, and every such claim shall be dealt with and adjudicated upon as if such claim were a claim under the Pension Act and as if the air raid precautions worker was a member of the Forces at the time of incurring the war service injury.

(2) In the case of any provision of the Pension Act, where the circumstances are the same by analogy but the language of the Pension Act does not accurately fit the circumstances pertaining to the purpose of this Order, the provision of the Pension Act shall be deemed for the purposes of this Order to read as it would have read had it been drafted as a provision of this Order.

5. The Commission may determine any question of interpretation of this Order or any regulation made pursuant thereto and every decision of the Commission whether relating to a question of interpretation or otherwise shall be final.

## PART I—PENSIONS, INJURY ALLOWANCE AND TREATMENT

6. Pension in accordance with the rates set forth in Schedules A and B hereto may be paid in respect of serious and prolonged disability or death caused by a war service injury.

7. (1) The Department may examine, give treatment to and admit to hospital an air raid precautions worker who, in the opinion of the Department, is suffering from a war service injury, provided that if the Commission renders a decision that the disability is not attributable to a war service injury, treatment and hospital care shall not be continued at the expense of the Department longer than seven days after issue of notification by the Commission of such decision.

(2) The Department may examine, re-examine, give treatment to, admit to hospital and re-admit to hospital an air raid precautions worker who, in the opinion of the Department, is in need of such services in respect of a disability which at any time previously thereto has been determined to be attributable to a war service injury.

8. Injury allowance in accordance with the rates set forth in Schedule C hereto may be paid by the Department in respect of a disability which, in the opinion of the Department, was caused by a war service injury which incapacitates the air raid precautions worker from engaging in his usual employment or occupation, subject to the following provisions—

- (a) That the disability has subsisted for a period of at least seven consecutive days;
- (b) That if the Commission renders a decision that the disability is not attributable to a war service injury, injury allowance shall not be continued longer than seven days after issue of notification by the Commission of such decision.
- (c) That injury allowance shall not be paid concurrently with pension for the same injury.

9. The Commission may make regulations restricting the number of hearings upon claims for injury allowance and otherwise regulating the procedure pertaining to determination of entitlement thereto notwithstanding that such regulations may be at variance with the procedure provided therefor under the Pension Act.

## PART II—GENERAL

10. No pension or injury allowance shall be paid in respect to a war service injury sustained by reason of the wilful negligence or improper conduct of the air raid precautions worker injured.

11. No pension or injury allowance shall be paid to or in relation to any person during any period in respect of which such person receives or is entitled to receive any grant, allowance, compensation, pension or other payment of a like nature on account of the same injury or cause of death, which is payable out of any public funds to which such person has not made a direct financial contribution unless such other grant, allowance, compensation, pension or other payment is less than the amount of the pension or injury allowance which would otherwise have been payable under this Order, in which case pension or injury allowance may be paid in respect of such period in the amount of the difference between such other grant, allowance, compensation, pension or other payment and such pension or injury allowance as might otherwise have been payable under this Order.

12. (1) No pension shall be paid under this Order to the widow of any person in respect of the death of such person unless she was being wholly or mainly maintained by him at the time of his death, and unless she had been married to him prior to the date of the war injury in respect of which pension is claimed.

(2) No additional pension or additional injury allowance under this Order shall be paid to any married man in respect of his wife unless immediately prior to the date of the war injury, in respect of which such additional pension or additional injury allowance is claimed, his wife was wholly or mainly maintained by him.

13. Each additional pension or additional injury allowance payable under this Order in respect of any dependent shall, in the discretion of the Commission, be subject to the deduction therefrom of any amount payable by way of grant or allowance whether payable out of public funds or otherwise, which is being received toward the maintenance of the dependent with respect to whom such additional pension or additional injury allowance might be paid under this Order.

14. If more than one pension or injury allowance may be paid under this Order to or in respect of the same person, only one pension or injury allowance shall be paid, but the Commission may, in its discretion, direct payment of the allowance or pension which is the greater in amount.

15. (1) If any two persons, to whom any pensions or injury allowances become payable under this Order, are married to one another, pensions or injury allowances may be paid to them as if they were unmarried.

(2) In any such case the additional pensions or additional allowances, if any, which may be payable in accordance with the rates set forth in Schedules A and B in respect of any dependent child or children shall be paid in respect of the injury to the husband unless the wife is not wholly or mainly maintained by him, in which case such additional pensions or additional allowances, if any, shall be paid in respect of the injury to the parent who is responsible for the support of such dependent child or children.

16. No additional pension or additional allowance payable under this Order in respect of any dependent child or children, shall be paid in respect of any child or children born after nine months following the date of the injury in respect of which any pension or injury allowance is payable.

17. If any person to whom a pension may be paid under section 6 hereof is a boy under the age of sixteen years or a girl under the age of seventeen years, no pension shall be paid to such person until such person attains the age, if a boy, of sixteen years, or if a girl, of seventeen years but the Commission may direct that, until the attainment of such age, the pension shall be administered, for the benefit of such person, in the manner provided by Section 16 of the Pension Act.

18. No pension shall be paid under this Order in respect of any disability unless application is made therefor within one year after the date of the war injury resulting in such disability, or in the case of a boy under sixteen years of age or a girl under seventeen years of age, within one year of the attainment of the respective ages of sixteen or seventeen, or in respect of death unless application is made therefor within one year after such death.

19. (1) Where the death of an air raid precautions worker is attributable to war service injury or where at the time of death such worker was pensioned on account of a war service injury, and his estate is not sufficient to pay the expenses of his burial, the Commission may, if such worker was not an in-patient under treatment in a hospital operated by the Department, direct the payment of a sum not exceeding one hundred dollars in respect of such expenses.

(2) Where the death of an air raid precautions worker has occurred while an in-patient under treatment in a hospital operated by the Department, the Department may direct the payment of a sum not exceeding that which may be paid in accordance with the regulations of the Department relating to funeral, burial and transportation expenses.

20. The Commission may, with the approval of the Minister of Pensions and National Health, make regulations not inconsistent with this Order for the purpose of carrying this Order into effect and such regulations may (without prejudice to the generality of the foregoing) make provisions for prescribing:

- (a) The person by whom and the form and manner in which applications for pensions, injury allowance or other allowance under this Order may be made;
- (b) The records, documents and other information which must be furnished to the Department and Commission in connection with any application as aforesaid;

and for designating as air raid precautions workers within the provisions of this Order any persons who as employees of essential services may, though unregistered as volunteer workers, be expected to assist in air raid precautions work consequent upon enemy action or counter-action or duly authorized blackouts.

21. All payments required to be made under this Order shall be made out of the funds provided by the War Appropriation Act.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Schedule A**

SCALE OF PENSIONS FOR DISABILITIES  
PERCENTAGE OF DISABILITY, CLASS AND ANNUAL RATE

Status of Person	Class 1 100%	Class 2 99%–95%	Class 3 94%–90%	Class 4 89%–85%	Class 5 84%–80%	Class 6 79%–75%	Class 7 74%–70%	Class 8 69%–65%	Class 9 64%–60%	Class 10 59%–55%	Class 11 54%–50%	Class 12 49%–45%	Class 13 44%–40%	Class 14 39%–35%	Class 15 34%–30%	Class 16 28%–25%	Class 17 24%–20%
Man or Woman.....	\$ 600	\$ 570	\$ 540	\$ 510	\$ 480	\$ 450	\$ 420	\$ 390	\$ 360	\$ 330	\$ 300	\$ 270	\$ 240	\$ 210	\$ 180	\$ 150	\$ 120
Additional pension for wife.....	240	228	216	204	192	180	168	156	144	132	120	108	96	84	72	60	48
Additional pension for first and each subsequent dependent child.	120	114	108	102	96	90	84	78	72	66	60	54	48	42	36	30	24
Additional pension for dependent parents.....	120	114	108	102	96	90	84	78	72	66	60	54	48	42	36	30	24

SCALE OF PENSION FOR DEATHS  
INJURY ALLOWANCES

Status	Annual Rate of Pension	Status of Person	Weekly Rate
Widow.....	\$ 480	Man or Woman.....	\$ 11.50
Additional pension for first and each subsequent dependent child .....	120	Additional allowance for wife.....	4.60
Orphan child .....	240	Additional allowance for each dependent child.....	2.30
Each subsequent orphan child, an additional.....	180	Additional allowance for each dependent parent.....	2.30
Dependent parents, if no widow or dependent children.....	Such an amount not exceeding a widow's pension as is deemed adequate by the Commission.		

Order in Council amending P.C. 1348, 19th February, 1942—establishing  
of work camps for Japanese Nationals

P.C. 8173

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 11th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas Order in Council dated February 19, 1942 (P.C. 1348) as amended by Order in Council dated July 31, 1942 (P.C. 6758) provides, *inter alia*:—

1. For the establishing of work camps for the employment of male enemy aliens, including Japanese Nationals who have been removed or who may be removed from the protected area of British Columbia;

2. For the employment of the aforesaid aliens, including Japanese Nationals, upon other projects outside said area which have been approved by the Minister of Labour with the concurrence of the Minister of Mines and Resources;

3. For the making of regulations by the Minister of Labour as required from time to time, in respect to wage schedules, hours of labour, medical inspection and to the extent of medical care, hospitalization, unemployment insurance and workmen's compensation benefits which shall be available to the aforesaid aliens, including Japanese Nationals, when employed on the works projects of which he has approved or when employed by the British Columbia Security Commission anywhere in Canada;

4. That the aforesaid aliens, including Japanese Nationals, when employed as aforesaid shall be deemed to be employees of the Dominion Government for the purposes of the Government Employees Compensation Act, subject to certain limitations set forth in aforementioned P.C. 1348;

And whereas the Minister of Labour reports that in addition to the aforementioned enemy aliens, including Japanese Nationals, other persons of Japanese racial origin have been or may be removed from the aforementioned protected area and have been, are being or may be employed by the Dominion at the aforesaid camps and projects or by the British Columbia Security Commission anywhere in Canada;

And whereas it is deemed expedient that the terms of the aforementioned Order in Council P.C. 1348, as amended, and the terms of regulations made under the authority thereof should be made applicable to such of the aforementioned other persons of Japanese racial origin as are employed as aforesaid from time to time.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, and under the authority of the War Measures Act, Chapter 206, of the Revised Statutes of Canada, 1927, is pleased to amend Order in Council, dated February 19, 1942 (P.C. 1348) as amended by Order in Council dated July 31, 1942 (P.C. 6758) and it is hereby further amended by adding the words

“and/or other persons of Japanese racial origin”  
immediately after the word “Nationals” wherever said word now appears in said Order in Council P.C. 1348;

His Excellency in Council, on the same recommendation and under the above cited authority, is further pleased to order and doth hereby order that every regulation at any time in effect under authority of aforementioned Order in Council P.C. 1348 shall be deemed to be and be fully applicable to the aforesaid other persons of Japanese racial origin, when employed by the Dominion under the terms of said P.C. 1348 or by the British Columbia Security Commission anywhere in Canada, unless said persons are specifically excepted from the operation of the terms thereof.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Authorizing payments in respect of western wheat purchased after August 1, 1942, for use as feed for live stock and poultry**

*Canada Gazette (Extra), September 12, 1942*

P. C. 8175

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 11th day of September, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL

Whereas, the Acting Minister of Finance reports that it is desirable to maintain the cost of western wheat for the feeding of live stock and poultry at a level reasonably related to the maximum prices allowable for animal products and conducive to an increase in the production of such products;

That since August 1, 1942, the market price of western wheat has been higher than during the crop year 1941-42; and

That the Agricultural Supplies Board concurs in the view that until the prices of the various grades of the 1942 western wheat crop have been fully established by the flow of a substantial volume of grain through the market a payment of 8 cents per bushel in respect of western wheat purchased for feeding purposes is necessary to maintain a reasonable relationship between the cost of western wheat to feeders and the price of live stock products.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Finance, and under and by virtue of the powers vested in the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and otherwise, is pleased to order and doth hereby order as follows:—

1. Payments at the rate of 8 cents per bushel are hereby authorized in respect of western wheat purchased on or after August 1, 1942, from a dealer licensed by the Canadian Wheat Board or directly from the Canadian Wheat Board, for use exclusively as feed for live stock and poultry, such payments being made in accordance with the following terms and conditions:

(a) "Western wheat" means wheat grown in the Provinces of Manitoba, Saskatchewan and Alberta, in that part of the Province

of Ontario lying west of Fort William - Port Arthur and in that part of British Columbia known as the Peace River district, the Creston and Wynndel areas and in such other parts of British Columbia as the Canadian Wheat Board may from time to time designate under paragraph 1 of Part 1 of the Regulations contained in Order in Council P.C. 1802 dated March 9, 1942.

- (b) In respect of western wheat purchased for use exclusively as feed for live stock and poultry in the Provinces of Ontario, Quebec, New Brunswick, Nova Scotia, Prince Edward Island and British Columbia, with the exception of those parts of Ontario and British Columbia specified in paragraph (a), payment shall be made under similar conditions to the payment of freight charges under the Freight Assistance Policy as set forth in Orders in Council P.C. 8396 dated October 28, 1941, and P.C. 8989 dated November 18, 1941, and regulations issued thereunder;
- (c) In respect of western wheat purchased for use exclusively as feed for live stock and poultry in the provinces and areas specified in paragraph (a) and the cities of Fort William - Port Arthur, payment shall be made in accordance with regulations issued pursuant hereto and in no case shall payment be made in respect of western wheat in the form of whole grain sold to producers of western wheat possessing a permit book issued by the Canadian Wheat Board entitling the holder to deliver wheat during the crop year 1942-43 unless the holder of such permit book sowed no wheat in 1942;
- (d) Payment shall be made only in respect of such wheat, whether sold separately or as an ingredient of a mixed feed, as is shown to contain not more than the maximum limits of foreign material allowed under the Canada Grain Act for the lowest numerical statutory grade of wheat;
- (e) The claimant for payment hereunder shall reduce his selling price of wheat (whether in the form of whole grain or processed or mixed feed) in respect of wheat eligible for payment hereunder by the full amount of the payment for which such wheat is eligible;
- (f) No payment shall be made in respect of wheat whether in the form of whole grain, processed or mixed feed held in stock as at July 31, 1942, the price of which has not been adjusted to the new and higher price levels under Order in Council P.C. 1803 dated March 9, 1942.

2. The Feeds Administrator under the direction of the Agricultural Supplies Board is hereby charged with the administration of this Order in Council, and all the powers of the said Administrator shall be exercisable by him with respect to such Order, and the said Administrator is hereby authorized to make such orders or regulations as may be necessary or advisable for carrying out the provisions of such Order.

3. Expenditures under this Order in Council shall be charged against moneys to be allotted from the War Appropriation for this purpose.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting export of commodities except under permit**

*Canada Gazette (Extra), September 19, 1942*

P.C. 8265

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 14th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas it is deemed desirable, in order to conserve supplies essential for Canadian requirements, that the exportation of certain additional articles be similarly prohibited;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the power vested in the Governor in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206 Revised Statutes of Canada 1927), is pleased to order as follows,—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

*Group 1—Agricultural and Vegetable Products:*

Arrowroot.

Chicory.

Flavouring powders, custard powders and jelly powders.

Fruits and peels, crystallized or candied.

Fruits, dried and evaporated.

Ginger, preserved.

Nuts, edible, n.o.p.

Peanut butter.

Vanilla beans.

*Vegetable Oils and Fats:*

Citrus oils.

Vegetable oils and fats, edible and inedible, n.o.p.

*Group 2—Animals and Animal Products:*

Animal oils, n.o.p.

Rennet preparations.

*Group 3—Fibres, Textiles and Textile Products:*

Feather manufactures.

*Flax:*

Fabrics composed wholly or in part of flax.

Articles composed wholly or in part of flax.

*Group 4—Wood, Wood Products and Paper:*

Douglas fir: Sawed or hewn timber, boards, planks and scantlings.  
Balsa and manufactures.  
Hemlock: Sawed or hewn timber, boards, planks and scantlings.  
Cedar: Logs, sawed or hewn timber, boards, planks and scantlings.  
White Pine: Logs, sawed or hewn timber, boards, planks and scantlings.  
Spruce: Sawed or hewn timber, boards, planks and scantlings.  
Soft woods, n.o.p.: Sawed or hewn timber, boards, planks and scantlings.

*Group 5—Iron and Steel (Including Alloy Steel) and Their Products:*

Bicycle parts and accessories.  
Dairy equipment and parts.  
Dredging machinery parts.  
Parts for engines, diesel and semi-diesel: Marine, stationary and portable.  
Parts for engines, internal combustion, n.o.p.  
Excavating and power shovel parts.  
Hardware, builders', furniture and cabinet-makers'.  
Hardware, saddlery and harness.  
Household machinery parts.  
Hollow ware, flatware, utensils and containers, of iron or steel, coated or not.  
Laundry and dry-cleaning equipment and parts.  
Motor cycle parts and accessories.  
Parts for office machinery and appliances.  
Rivets and washers.  
Scales, balances and weights.  
Wheelbarrows.  
Wire, n.o.p., and wire manufactures, n.o.p.

*Group 6—Non-ferrous Metals and Their Products:*

Lead, fabricated.  
Petroleum ashes, soot and residues, containing vanadium.

*Group 7—Non-metallic Minerals and Their Products:*

Graphite Products, n.o.p.

*Group 9—Miscellaneous:*

Buttons and parts.  
Photographic and projection apparatus and supplies.  
Scientific and professional instruments, apparatus and supplies.

2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.

3. This Order shall come into force and have effect on and after the 21st day of September, 1942.

A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Government Notice**

**DEPARTMENT OF TRADE AND COMMERCE**

Export Permit Branch Order No. 45

OTTAWA, September 10, 1942.

By virtue of the power conferred upon me by Paragraph 4 of Order in Council P.C. 2448 of April 8, 1941, the undersigned hereby orders that, effective on and after September 21, 1942, the commodities in the attached Annex be exempted from requiring an export permit when shipped to any part of the British Empire or to the United States.

JAS. A. MacKINNON,  
*Minister of Trade and Commerce.*

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**ANNEX**

*Group 3—Fibres, Textiles and Textile Products:*

Feather manufactures.

*Group 4—Wood, Wood Products and Paper:*

Douglas fir: Sawed or hewn timber, boards, planks and scantlings.  
Balsa and manufactures.

Hemlock: Sawed or hewn timber, boards, planks and scantlings.

Cedar: Logs, sawed or hewn timber, boards, planks and scantlings.

White Pine: Logs, sawed or hewn timber, boards, planks and scantlings.

Spruce: Sawed or hewn timber, boards, planks and scantlings.

Soft woods, n.o.p.: Sawed or hewn timber, boards, planks and scantlings.

*Group 5—Iron and Steel (Including Alloy Steel) and Their Products:*

Bicycle parts and accessories.

Dredging machinery parts.

Parts for engines, diesel and semi-diesel: Marine, stationary and portable.

Parts for engines, internal combustion, n.o.p.

Excavating and power shovel parts.

Motor cycle parts and accessories.

*Group 6—Non-ferrous Metals and Their Products:*

Lead, fabricated.

*Group 7—Non-metallic Minerals and Their Products:*

Graphite products, n.o.p.

*Group 9—Miscellaneous:*

Photographic and projection apparatus and supplies.

Scientific and professional instruments, apparatus and supplies.

Order in Council approving regulations under War Measures Act with respect to the Nova Scotia Apple Marketing Board Limited

*Canada Gazette, October 3, 1942*

P.C. 8336

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 16th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the authority of the War Measures Act, certain powers and authority were extended to the Nova Scotia Apple Marketing Board Limited with respect to the marketing of apples grown in the Annapolis Valley in the Province of Nova Scotia in the years 1939, 1940 and 1941;

And whereas by Order in Council dated the 20th day of March, 1942, P.C. 2165, the agreement between His Majesty and the said Board with respect to the marketing of apples grown in the year 1942, was approved;

And whereas the Minister of Agriculture reports that the powers and authority vested in the Board under the attached regulations, which are similar to those approved in previous years, are essential to enable the Board properly to perform its obligations and otherwise to comply with the provisions of the said agreement.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Agriculture, is pleased to make the regulations hereto attached, and they are hereby made and established accordingly.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

REGULATIONS UNDER WAR MEASURES ACT WITH RESPECT TO  
THE NOVA SCOTIA APPLE MARKETING BOARD LIMITED

DEFINITIONS

1. In these regulations, unless the context otherwise requires,—
  - (a) "Apples" mean apples grown in the Annapolis Valley in the year 1942;
  - (b) "Board" means the Nova Scotia Apple Marketing Board Limited;
  - (c) "Annapolis Valley" means the counties of Queens, Lunenburg, Annapolis, Kings and Hants, in the Province of Nova Scotia.

POWERS OF THE BOARD

2. (i) The Board shall have the exclusive right to sell, ship or transport apples for delivery outside of the Annapolis Valley or to designate the agency by or through which apples may be so sold, shipped or transported, and to determine the charges that may be deducted by any such agency.  
(ii) The Board shall be exclusively entitled to receive payment of the sale price of all apples sold, shipped or transported for delivery out-

side the Annapolis Valley after the coming into force of these regulations and the Board is duly authorized on receiving payment to give release of all claims made or to be made in respect of the sale price of apples so sold, shipped or transported.

- (iii) The Board shall be entitled to recover any moneys hereafter paid to any person other than the Board on account of the sale price of apples sold, shipped or transported for delivery outside the Annapolis Valley.

#### POOLING OF RECEIPTS

3. (i) The Board shall have authority to conduct a pool for the distribution of all moneys paid by the Minister together with all moneys received from sales of apples and after deducting all necessary and proper disbursements and expenses and such compensation as may be determined by the Board for apples excluded from marketing, to make payment to the growers or the growers' agents in accordance with a scheme of distribution determined by the Board which shall be on the basis of like returns for apples of the same variety, grade, size, marketability and packing costs;
- (ii) No shipper shall be entitled to receive or claim from the Board any sum of money for apples other than on the basis of the scheme of distribution of pool moneys as determined by the Board.

#### PROCESSING AND EXPORT OF APPLES

4. (i) No person other than the Board shall sell, ship or export apples for delivery out of the Annapolis Valley.
- (ii) All apples of a kind grown in the Annapolis Valley and found in or exported from the Annapolis Valley shall be deemed to have been grown in the Annapolis Valley unless otherwise proven.
- (iii) No person shall use any apples, including culls, grown in the Annapolis Valley for processing except such as may be sold to him by the Board for that purpose.

#### INSPECTION CERTIFICATES

5. Notwithstanding anything contained in the Fruit, Vegetables and Honey Act or any regulations made thereunder, no inspection certificate shall be issued under the Fruit, Vegetables and Honey Act to any person other than the Board or a nominee of the Board.

6. Every person shall be guilty of an offence and liable on summary conviction to a fine of not less than Fifty Dollars and not more than One Hundred Dollars for a first offence, and to a fine of not less than One Hundred Dollars and not more than Two Hundred Dollars for a second or subsequent offence, and in default of payment of the fine to imprisonment for a term not exceeding one month unless the fine is sooner paid, who contravenes any provision of these regulations.

7. These regulations shall come into force on the date of publication in the *Canada Gazette*.

Order in Council amending and consolidating National War Services Regulations 1940 (Recruits) (Consolidation 1941)

*Canada Gazette (Extra), October 8, 1942*

P.C. 8343

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 16th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of National War Services reports that the National War Services Regulations, 1940 (Recruits) (Consolidation 1941), established by Order in Council, P.C. 1822, of 18th March, 1941, as later amended, require to be further amended and consolidated.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National War Services and under and in virtue of the powers vested in the Governor in Council by the National Resources Mobilization Act and the War Measures Act, is pleased to amend the said National War Services Regulations, 1940 (Recruits) and they are hereby amended and consolidated as set forth in the attached National War Services Regulations, 1940 (Recruits), the said Amended and Consolidated Regulations to come into force and to have effect on from and after the 16th day of September, 1942.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

NOTE.—Amended and Consolidated Regulations printed as an Extra of the *Canada Gazette*.

Order in Council extending the authority of the Canadian Claims Commission to Jamaica

P.C. 49/8346

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 15th September, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of National Defence reporting that:

"1. By Order in Council P.C. 50/6954 dated 6th day of September, 1941, authority was granted for an agreement to be entered into between the Government of Canada and the Government of the United Kingdom in respect of traffic accidents occurring in the United Kingdom and which may occur abroad involving United Kingdom and Canadian Army vehicles, and providing that claims arising out of such accidents be dealt with as follows:—

- (a) Damage to vehicles, stores or other property whether British or Canadian, on a "knock for knock" basis, that is on a basis of mutual forbearance.
- (b) Where injuries to service personnel arise out of such accidents, each Government to bear its own expenses and uneffective charges.

(c) Claims by third parties arising out of such accidents to be settled and paid for in equal shares by the British and Canadian Governments, providing that all claims by third parties shall be subject to approval by the Canadian Claims Commission, with regard to the amount of settlement.

2. By Order in Council P.C. 40/8600 dated 5th day of November, 1941, the provisions of Order in Council P.C. 50/6954 dated September 6th, 1941, were extended to claims arising out of traffic accidents in which United Kingdom Naval or Air Force vehicles and Canadian Naval or Air Force vehicles were involved, and authority was granted to extend the said agreement to cover such vehicles.

3. The Government of the United Kingdom has now expressed the desire that the said agreement should be extended to cover all traffic accidents involving United Kingdom and Canadian Navy, Army or Air Force vehicles, which may occur in Jamaica.

4. As the authority of the Canadian Claims Commission does not extend to Jamaica, it is necessary that the power to approve settlements of claims made by third parties should be vested in some other person or body and it is submitted that such power should be vested in the appropriate Deputy Minister of National Defence.

5. The suggestion made by the Government of the United Kingdom, as aforesaid, has been referred to the Under-Secretary of State for External Affairs, who advises that the Department of External Affairs sees no objection to an arrangement being made on the basis outlined above. The Under-Secretary is of the opinion that it should take the form of an exchange of letters between the Canadian High Commissioner in London and the Secretary of State for Dominion Affairs. The details may then be worked out between the respective Service Authorities.

6. The Acting Deputy Minister (Army) therefore recommends that:—

- (a) The suggestion put forward by the Government of the United Kingdom as aforesaid be approved.
- (b) The Deputy Ministers of National Defence for Navy, Army and Air be empowered to approve settlements of claims made by third parties in which navy, army or air force vehicles, respectively, are involved, and
- (c) The necessary arrangements be made between the respective Governments of Canada and the United Kingdom in the manner suggested as aforesaid by the Under-Secretary of State for External Affairs.

7. The Minister of National Defence for Naval Service and the Minister of National Defence for Air concur in the foregoing recommendations.

8. The undersigned concurs in the recommendations of the Acting Deputy Minister (Army) and has the honour to recommend that Your Excellency in Council under and by virtue of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and notwithstanding the provisions of any other statute, law or regulation, be pleased to approve the same."

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council authorizing Regulations concerning civilian claims of a minor character re damage caused by collision in or near Newfoundland

P. C. 56/8346

Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 15th September, 1942.

The Board had under consideration a memorandum from the Honourable the Minister of National Defence for Naval Services reporting:

"That members of the Naval Forces of Canada are presently serving on duty in and about Newfoundland;

That it is desirable and in the public interest to provide for prompt settlement of civilian claims of a minor character arising out of damage caused by collisions in or near Newfoundland, as to which the liability of the Crown is clear, and so to avoid expenditures and interference with Naval operations involved in unnecessarily protracted investigation and litigation;

That Regulations, similar to the Regulations hereto annexed, have been passed with respect to the settlement of civilian claims against the Crown involving the Canadian Active Service Force and the Royal Canadian Air Force in Iceland, Newfoundland and the West Indies;

That the Admiralty, by Article 1167 (10) of King's Regulations and Admiralty Instructions, have made provision for local settlement of small claims by Commanders-in-Chief where the following conditions are fulfilled:

- (i) The liability of His Majesty's ship is clearly established.
- (ii) The damage has been duly surveyed and the cost involved does not exceed £100.
- (iii) The claim does not include items for personal injury or for loss of use or detention.
- (iv) The payment in settlement does not exceed the maximum sum for which a private shipowner would be liable under the Merchant Shipping Acts, i.e., an amount assessed at the rate of £8 a ton on the tonnage of the wrong-doing vessel. When any question of limitation of liability is likely to be involved, the circumstances should be reported to the Admiralty.

That Regulations based *mutatis mutandis* on the Admiralty practice as aforesaid have been drawn up and the Deputy Minister of National Defence for Naval Services, being of the opinion that a procedure as outlined is desirable in the public interest, has recommended that the Regulations hereto annexed be made.

The undersigned, therefore, has the honour to recommend that Your Excellency in Council, under and by virtue of the War Measures Act, Chapter 206 Revised Statutes of Canada, 1927, and notwithstanding the provisions of any other Act, Law, Statute, or Regulation, be pleased to make the annexed Regulations. (N.S. 81-1-4.)"

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

## REGULATIONS

Regulations covering the settlement of civilian claims against the Crown in the right of the Dominion of Canada, arising out of damage caused by collisions in Newfoundland waters between H.M.C. Ships and Merchant Ships, boats, wharves, etc.

1. (a) Commanding Officer shall mean Flag Officer Newfoundland Force.  
(b) Where in these Regulations an amount is set out in terms of Canadian currency, said amount shall be deemed to include the equivalent thereof in the currency of Newfoundland.  
(c) Newfoundland waters shall mean and include the waters within three nautical miles of the Low Water Mark.
2. In connection with every civilian claim against the Crown arising in Newfoundland out of damage to property resulting from the alleged negligence of any officer or servant of the Crown, while acting within the scope of his duties or employment, with respect to collisions in Newfoundland waters between H.M.C. Ships and Merchant Ships, boats, docks, wharves, piers, jetties, etc., not owned by the Crown in the right of the Dominion of Canada, the procedure hereinafter set forth shall be observed by the Commanding Officer.
3. As soon as the Commanding Officer becomes aware that circumstances have arisen which may give rise to a civilian claim against the Crown of the nature set forth in paragraph 2 of these Regulations, he shall cause an immediate investigation to be made of all such circumstances and shall have the damage surveyed.

4. When the said investigation has been completed and when the necessary material has been obtained from the claimant, the claim shall then be dealt with in the following manner:—

- (a) If the Commanding Officer is of the opinion that the liability on the part of the Crown is clearly established and that the civilian should be paid, the said Commanding Officer is hereby authorized to arrange a settlement of civilian claims not exceeding, with respect to any one accident, \$500. In the event that such a settlement is arranged by such Commanding Officer, the Canadian Treasury Officer, Navy, Army and Air Services, Newfoundland, will pay the amount of such settlement to the civilian claimant upon production of a duly executed release.
- (b) If the Commanding Officer is of opinion that the liability on the part of the Crown is not clearly established, or if, in cases where he is of opinion that liability on the part of the Crown is clearly established but the claim of the civilian is, in his opinion, in excess of the amount of the damages actually sustained, and no settlement can be made which is commensurate with the damages sustained,

then the procedure prescribed by Order in Council P.C. 80/1045 of the 19th March, 1940, shall be followed.

5. With regard to civilian claims which the Commanding Officer has settled pursuant to the provisions of paragraph 4 (a) of these Regulations, the said Commanding Officer shall, after the claim has been paid, forward all relevant documents to the Secretary, Naval Board, Naval Service Headquarters, Ottawa, Canada.

6. Should a person who claims damage or injury institute legal proceedings against an officer or servant of the Crown, or should criminal proceedings be instituted against such officer or servant, as a result of alleged negligence while

acting within the scope of his duties or employment, then if the Commanding Officer is of the opinion that the said officer or servant was in fact acting within the scope of his duties or employment and was not guilty of negligence, and that it is proper and advisable, the said Commanding Officer is empowered to employ Counsel at the expense of the Crown to act for the said officer or servant.

7. The Minister of National Defence for Naval Services may from time to time make such Orders and issue such instructions as are necessary for the purpose of carrying out these Regulations and give effect to the intention thereof.

8. These Regulations shall have force and effect as of and from the fifteenth day of September, 1942, and will apply as well to all claims pending on that date.

**Order in Council creating position of Director-General, Army Technical Development Board**

P.C. 8348

AT THE GOVERNMENT HOUSE AT OTTAWA

MONDAY, the 14th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of National Defence states that the Master-General of the Ordnance has reported that the activities of the Army Technical Development Board as authorized by Order in Council P.C. 1875 dated March 10th, 1942, have increased to such an extent that it becomes necessary to create the position of a Director-General to administer the various functions of the Board; and

That after full consideration of the qualifications required, the Master-General of the Ordnance has, with the approval of the Minister, approached Mr. James E. Hahn, D.S.O., M.C., President of the John Inglis Company, Toronto, with the request for his services in this capacity, and Mr. Hahn has agreed to so serve without remuneration, except travelling expenses as stated hereunder.

And whereas the Minister further states that the Master-General of the Ordnance recommends the creation of the position of Director-General, Army Technical Development Board, and that Mr. James E. Hahn, D.S.O., M.C., be appointed thereto effective August 11th, 1942, and that he serve without remuneration or travelling expenses with the exception of actual transportation while absent from his place of residence in connection with the duties of the said Board.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of National Defence, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and notwithstanding any other Statute or Regulation, is pleased to order as follows:—

- (a) The position of Director-General, the Army Technical Development Board, is hereby created as of and from August 11th, 1942, and the composition of the said Board, as authorized by Order in Council dated 10th March, 1942, P.C. 1875, is hereby amended by adding thereto the said Director-General.

- (b) The duties of the said Director General will be to administer the various functions of the Board under the direction of the Board.
- (c) Mr. James E. Hahn, D.S.O., M.C., is hereby appointed Director-General of the Army Technical Development Board effective 11th August, 1942, and whilst holding said appointment he shall not be paid any salary or other remuneration or travelling expenses save and except when absent from his normal place of residence in connection with the duties of said appointment he be granted the necessary transportation or costs thereof.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council exempting rosaries of Mexican origin from customs duty and special excise tax**

P.C. 8410

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 18th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the Canada-France Trade Agreement of 1933 rosaries originating in and imported from France are exempt from customs duty;

And whereas the Minister of Finance reports that rosaries similar to those being imported to retail at prices up to one dollar each are not manufactured in Canada and that at the present time Mexico is Canada's only source of supply of these goods;

That imports of rosaries of Mexican origin are subject to a General Tariff rate of customs duty of 25 per cent and that such imports are also subject to the 3 per cent special excise tax; and

That the laid down cost in Canada of imported rosaries of Mexican origin has increased considerably since September, 1941.

Now therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and it is hereby ordered that imports of rosaries, when the value for duty thereof under the provisions of the Customs Act is not more than twenty-five cents each, be exempt from customs duty and the special excise tax of 3 per cent, regardless of the country of origin, effective September 1, 1942.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting import of strategic commodities enumerated except under permit**

P.C. 8411

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 18th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that the Wartime Industries Control Board represents that it is in the public interest that the importation into Canada of the strategic commodities enumerated hereunder be controlled by permit.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order as follows,—

The importation into Canada of the goods enumerated hereunder is hereby prohibited except under and in accordance with the terms of a permit issued by, or on behalf of, the Minister of National Revenue:

Aconite roots and leaves, ground or unground.

Agar.

Air raid sirens and alarms.

Anti-freeze mixtures containing ethylene glycol.

Atropine, including salts and compounds thereof.

Belladonna.

Cacodylic acid and derivatives thereof.

Caffein and salts and compounds thereof.

Cinchona bark.

Copper sulphate (not including dehydrated copper sulphate).

Digitalis seeds.

Douglas fir logs, timber and lumber (all forms classified under Tariff Items 500, 503, 504 and 505).

Graphite, ground or unground.

Homatropine, all forms.

Hyoscyamus (Henbane).

Mesothorium salts and compounds.

Mica: stove windows, condenser films, cut patterns, cut pieces, punched patterns and pieces, radio tube supports, splittings, washers, wrappers and other natural raw processed; block; knife-trimmed, sickle-trimmed, thumb-trimmed; other natural raw unprocessed.

Quinine, quinine sulphate and other quinine salts and compounds.

Radium: salts and compounds; metal; paint.

Scopolamine (Hyoscine).

Sitka spruce logs, timber and lumber (all forms classified under Tariff Items 500, 503, 504 and 505).

Teakwood logs.

Theophylline and salts and compounds thereof.

Theobromine and salts and compounds thereof.

Titanium alloys and metal; Titanium ores and concentrate, including ilmenite and rutile; Titanium tetrachloride; Titanium salts and compounds.

Uranium: metal; minerals; salts and compounds.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

Order in Council establishing regulation respecting aliens resident in Canada called for military training

*Canada Gazette (Extra), October 8, 1942*

P. C. 8413

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 18th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas provision has been made under the National War Services Regulations to call up for military training aliens resident in Canada, who may, upon being called up, claim exemption, and it is deemed advisable to provide some disabilities for those who claim exemption on the ground of their nationality.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Mines and Resources, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and notwithstanding any provision of the Immigration Act, Chapter 93 of the Revised Statutes of Canada, 1927, or any amendment thereto, is pleased to make the following regulation and it is hereby made and established accordingly:

REGULATION

- I. Any alien resident in Canada, called up for military training, who has claimed exemption on the ground of his nationality, shall be held,—
  - (a) To have lost any claim he may have had to Canadian domicile as defined in the Immigration Act;
  - (b) To be incapable through continued residence in Canada of obtaining Canadian domicile as defined in the Immigration Act;
  - (c) To be an undesirable and subject to deportation from Canada in accordance with the provisions of the Immigration Act relating to inquiry, detention and deportation.
  - (d) To be inadmissible to Canada after deportation or voluntary departure from Canada.
- II. Any order of deportation made under this Regulation shall not be held to be invalid on the ground of any lapse of time between its issuance and its execution.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council amending P.C. 1841 of the 10th March, 1942—exit permit  
for British women temporarily resident in Canada**

P. C. 8414

**AT THE GOVERNMENT HOUSE AT OTTAWA**

**FRIDAY, the 18th day of September, 1942.**

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas the Minister of Mines and Resources reports that there are temporarily resident in Canada a number of British women whose permanent homes are in the United Kingdom, and who entered this country as visitors or students in the months immediately prior to the outbreak of war;

That these British women have applied for Exit Permits to return to their homes in the United Kingdom, but as they arrived in Canada prior to the outbreak of war they are not eligible for the Exit Permit authorized by P. C. 1841 of the 10th March, 1942; and

That as the United Kingdom Government is now encouraging the return from the United States of British women resident there, to assist in the war effort, British women temporarily resident in Canada are again pressing for the issue of the Exit Permit.

Now, therefore, in view of the situation above described, His Excellency the Governor General in Council, on the recommendation of the Minister of Mines and Resources, is pleased to revoke clause 4 (d) of the Regulations made by Order in Council P. C. 1841 of 10th March, 1942, and it is hereby revoked and the following clause substituted therefor:—

“(d) Women, and children under the age of 16 years, who came to Canada on or after the 1st January, 1939, for temporary residence and desire to leave Canada to resume permanent residence abroad.”

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council amending P.C. 4269 of 20th May—export of cattle**

P. C. 8421

**AT THE GOVERNMENT HOUSE AT OTTAWA**

**FRIDAY, the 25th day of September, 1942.**

**PRESENT:**

**HIS EXCELLENCY**

**THE GOVERNOR GENERAL IN COUNCIL:**

Whereas by Order in Council P. C. 4269 of the 20th day of May, 1942, Wartime Food Corporation Limited was authorized to divert certain cattle as therein defined from exportation to domestic consumption and to support domestic cattle on the terms and conditions therein set forth;

And whereas it is deemed to be in the national interest that such Order in Council be amended as hereinafter set forth;

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and pursuant to powers conferred on the Governor in Council by the War Measures Act and otherwise, is pleased to amend Order in Council P.C. 4269 of the 20th day of May, 1942, and it is hereby amended by deleting therefrom Sections 1, 2 and 3 and by substituting therefor the following Sections:

"1. For the purposes of this Order, "cattle" means all cattle and calves other than (a) dairy cattle and (b) pure-bred cattle expressly sold for breeding purposes.

2. No person other than Wartime Food Corporation Limited shall export any cattle except under and in accordance with the terms of a licence issued by or under authority of the Wartime Prices and Trade Board."

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing regulations governing navigation of the waters connecting Lake Erie and Lake Huron**

P.C. 8424

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 18th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Acting Minister of Transport reports that the Government of the United States of America proposed to adopt measures governing navigation on the American side of the waters connecting Lakes Erie and Huron; and

That representations have been received by the Department of Transport from the Chargé d'Affaires of the United States of America in which it is suggested that it is desirable that Canada should adopt regulations similar to those issued by the United States governing the navigation of the waters connecting Lake Erie and Lake Huron including the Detroit River, Lake St. Clair and the St. Clair River.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Transport, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to make the following regulations to govern navigation in the territorial waters of Canada connecting Lakes Erie and Huron, and they are hereby made and established accordingly:—

**REGULATIONS**

1. The following waters connecting Lakes Erie and Huron are hereby designated as a restricted area:

"All ship channels connecting Lake Erie and Lake Huron between latitude  $41^{\circ} 56' 00''$  North in Lake Erie and latitude  $43^{\circ} 05' 00''$  North in Lake Huron, including the Detroit River, Lake St. Clair and the St. Clair River."

2. No vessel of any kind shall move in the restricted area for purposes of fishing unless a special permit is obtained from the Royal Canadian Mounted Police.

3. No boat under 100 feet in overall length used for recreational purposes shall be permitted to operate in the restricted area during the hours between sunset and sunrise unless a special permit is obtained from the Royal Canadian Mounted Police.

4. No vessel of 100 gross tons or over shall pass or attempt to pass another vessel or vessels moving in the same or opposite direction at any place in the restricted area in such a position that more than two vessels will be abreast when passing; and in the portion of the St. Clair River between the traffic buoy, in Sarnia Bay and Lake Huron cut-lighted Buoy No. 3, no vessel shall pass or attempt to pass another vessel moving in the same direction.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting export of sheep and lambs and mutton except under permit**

*Canada Gazette (Extra), September 29, 1942*

P.C. 8492

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 25th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council of October 4, 1941, P.C. 7674, the exportation from Canada of certain articles is prohibited, except under permit issued by or on behalf of the Minister of Trade and Commerce;

And whereas the Wartime Prices and Trade Board has recommended that, in order to conserve supplies of meat for Canadian requirements, the exportation of live sheep and lambs, and mutton, be similarly prohibited.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the power vested in the Governor General in Council by Section 290 of the Customs Act (Section 10, Chapter 24 of the Statutes of 1937) and by the War Measures Act (Chapter 206, R.S.C. 1927) is pleased to order as follows,—

1. The exportation of the following commodities is hereby prohibited except under permit issued by or on behalf of the Minister of Trade and Commerce:

*Group 2—Animals and Animal Products:*

Sheep and lambs, live.

Mutton and lamb, dressed, and other edible mutton and lamb products.

2. Schedule One of the said Order in Council (P.C. 7674 of October 4, 1941) is hereby amended by the addition thereto of the above commodities.

3. This Order shall come into force and have effect on and after the first day of October, 1942.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council amending P.C. 5842 of July 9, 1942—Regulations for  
Granting Naturalization Certificates

*Canada Gazette (Extra), October 8, 1942*

P.C. 8499

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 23rd day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Secretary of State, is pleased to amend the Regulations dealing with procedure under the Naturalization Act, Chapter 138, Revised Statutes of Canada 1927, made and established by Order in Council, P.C. 5842, of July 9, 1942, and they are hereby amended as follows:

1. By adding to the said Regulations Regulation 4 (a):

"The Secretary of State may, in his absolute discretion, decline to issue an official certificate of receipt of a Declaration of Intention from any alien and may direct the Clerk or other proper officer of the Court to decline to receive a Declaration of Intention from any alien."

2. By revoking the following provision of Regulation 11:

"The provisions of Sections 2 to 8, inclusive, of these regulations shall be effective on and from the first day of September, 1942."

and substituting therefor the following:

"The provisions of Sections 2 to 8, inclusive, of these regulations shall be effective on and from the first day of January, 1943."

3. By adding to the Regulations approved in the said Order in Council, the following Regulation, which shall be numbered 12:

"At any time within one year from the 1st January, 1943, any alien who has been resident in Canada for a period of not less than five years, may apply for naturalization under Section 4 of the Naturalization Act, Revised Statutes of Canada 1927, Chapter 138, without filing the Declaration of Intention provided for by Regulation 2 of these Regulations."

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

Order in Council amending initial regulations of the War Contracts  
Depreciation Board

*Canada Gazette (Extra), October 2, 1942*

P.C. 8593

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 23rd day of September, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 4217, dated August 27th, 1940, the "War Contracts Depreciation Board" was established with the powers and duties and for the purposes therein set forth and Initial Regulations were established under which it was provided that the Board should act;

And whereas by Order in Council P.C. 7121, dated December 4th, 1940, said Order in Council was amended by adding additional regulations as more fully appears in the said Order in Council P.C. 7121;

And whereas the Minister of Munitions and Supply recommends that said Order in Council P.C. 4217 as amended by Order in Council P.C. 7121 be further amended to provide that all applications to the Board for special depreciation with respect to capital sums expended in the construction or purchase of capital assets in connection with a project or expansion undertaken on or after October first, 1942, shall be accompanied by a Certificate of Necessity, as hereinafter set forth, and that the following regulation be made.

Now, therefore, His Excellency the Governor General in Council, under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to amend Order in Council P.C. 4217, dated August 27th, 1940, as amended by Order in Council P.C. 7121, dated December 4th, 1940, and it is hereby further amended by adding to the "Initial Regulations" set forth in the said Order in Council P.C. 4217, as amended by the said Order in Council P.C. 7121, the following:

- "10. (a) Notwithstanding any other regulation of the Board, no application for special depreciation shall be heard by the Board and no special depreciation shall be granted by the Board with respect to capital sums expended in the construction or purchase of capital assets in connection with a project or expansion undertaken by such applicant on or after October 1st, 1942, unless and until such application is accompanied by a Certificate of Necessity signed by the Minister or Deputy Minister of the Department of Munitions and Supply substantially in the form attached hereto.
- (b) The Board shall have jurisdiction to determine whether or not such project or expansion has been undertaken by the applicant on or after October 1st, 1942, and the decision of the Board with respect thereto shall be final and conclusive.
- (c) Nothing in this regulation contained shall be deemed to prevent the hearing of any application or the granting of any special depreciation with respect to a project or expansion undertaken prior to October 1st, 1942, even though capital expenditures with respect thereto have not actually been made until after October 1st, 1942."

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

DOMINION OF CANADA

# DEPARTMENT OF MUNITIONS AND SUPPLY

## CERTIFICATE OF NECESSITY

To the: War Contracts Depreciation Board—

of in the Province of ,  
has a war contract, as defined in Order in Council No. P.C. 4217 as amended by Order in Council No. P.C. 7121, for the work described briefly as follows:

To fulfill this war contract it is necessary for the contractor to expend capital sums in the construction or purchase of capital assets described briefly as follows:

This is to certify that in the opinion of the undersigned it is necessary in the prosecution of the war in which His Majesty is engaged that the project or expansion above described be carried out.

Dated the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Minister of Munitions and Supply.

**Order in Council prohibiting importation into Canada of non-essential goods listed except under permit**

P.C. 8596

## AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 23rd day of September, 1942.

## PRESENT:

HIS EXCELLENCY

## THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that, with a view to assuring that the limited amount of shipping space available on ocean-going vessels be utilized for the transport of essential supplies, the Government of the United States of America on June 2nd, 1942, passed an amended General Imports Order M 63, prohibiting the landing at United States ports of certain classes of non-essential goods from overseas destinations;

That the Government of the United States of America have also published a list of classes of goods of sufficiently high priority to permit their transportation by sea;

That it is desirable that goods which cannot be imported through seaports in the United States should not be permitted to enter that country through ports in Canada;

That it is also desirable in the interests of the common war effort that Canada should take similar steps to prohibit the landing at Canadian ports of non-essential goods from overseas destinations; and

That the Shipping Priorities Committee advise that instructions have been issued, through the Canadian Shipping Board, to ship operators to give priority to essential goods over those of a non-essential character, but that it is not always possible to enforce these priorities on ship operators, particularly those operating vessels which are not under the control of the Canadian Shipping Board.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order as follows,—

The importation into Canada from any country of the undermentioned classes of goods on and after October 1st, 1942, is hereby prohibited, except under a permit issued by or on behalf of the Minister of National Revenue:

<i>Tariff Item</i>	<i>Description</i>
109	Nuts of all kinds, n.o.p., including shelled peanuts, n.o.p.
109a	Peanuts, green, in the shell or not further processed than shelled.
114	Nuts, shelled, n.o.p.
571	Carpeting, rugs, mats and matting of straw, hemp, flax tow, jute or paper; carpet lining and stair pads.
571a (i)	Mats with cut pile, of cocoa fibre.
(ii)	Mats, n.o.p., rugs, carpeting and matting of cocoa fibre.
572	Oriental and imitation Oriental rugs or carpets and carpeting, carpets and rugs, n.o.p.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Agricultural Supplies Board to purchase Royal flax seed**

P.C. 8602

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 23 September, 1942.*

The Committee of the Privy Council have had before them a report dated September 18th, 1942, from the Minister of Agriculture, representing that there is an urgent need to increase the production of flax seed of oil-bearing type to meet war needs;

That the Royal variety is a rust-resistant variety of flax and, in areas where rust is prevalent, has given consistently higher yields than non-rust-resistant varieties during the past few years; and

That there is approximately 100,000 bushels of this Royal flax seed available in Western Canada which, if not purchased and held for use as seed, will be disposed of for oil-crushing purposes through usual trade channels.

The Committee, therefore, on the recommendation of the Minister of Agriculture, advise that under authority of the War Measures Act, the Agricultural Supplies Board be authorized:—

1. to purchase from flax growers in Western Canada up to 100,000 bushels of Royal flax seed at a price not to exceed \$2.75 per bushel, and to transport, process, and store in suitable warehouses the seed so purchased, and
2. to re-sell for seed purposes the said seed at a price that will include the original purchase price together with such other costs as may have been incurred.

The Committee, on the same recommendation, further advise that authority be granted for the expenditure, out of moneys to be allotted from the War Appropriation to the Department of Agriculture for the use of the Agricultural Supplies Board, of a sum not exceeding \$300,000 for the said purposes, on the understanding that arrangements be made between the said Board and the Comptroller of the Treasury to assure the eventual repayment to the Treasury of the credit so authorized.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council relieving Railway Companies of the obligation of  
stationing a person on the tender of an engine moving  
reversely to warn persons at crossings**

P.C. 8663

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 25th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas sub-section 1 of Section 310 of the Railway Act, Chapter 170 of the Revised Statutes of Canada, 1927, provides as follows:—

“310. Whenever in any city, town or village, any train not headed by an engine is passing over or along a highway at rail level which is not adequately protected by gates or otherwise, the company shall station on that part of the train, which is then foremost, a person who shall warn persons standing on, or crossing, or about to cross the track of such railway.”

And whereas it has been determined judicially that the word “engine” as used in said sub-section 1 of section 310 of said Act does not include the engine’s tender, and consequently it is the duty of a Railway Company subject to said Act to station a person on the tender whenever in any city, town or village a train, headed by an engine and its tender moving reversely, passes over or along a highway at rail level which is not adequately protected by gates or otherwise;

And where as paragraph (g) of subsection 1 of Section 421 of the Railway Act provides, in effect, for the imposition of a penalty for contravention of the provisions of Section 310 of said Act;

And, whereas the Acting Minister of Transport reports that the Board of Transport Commissioners for Canada have considered the matter from the point of view of the safety and protection of the public, and have expressed the opinion that the engineer and fireman on an engine are as well able to see and warn persons standing on, or crossing, or about to cross the track when the engine and tender are moving reversely, as when the engine and tender are moving forward in the ordinary manner;

That the Joint Legislative Committee of Railway Transportation Brotherhoods have represented that from an operational standpoint the requirement of having a man stationed on the tender of an engine moving reversely over level

crossings is obsolete, and further that in view of the shortage of railway employees competent to act as brakeman it is desirable in the national interest as a war measure to relieve the Railways from this requirement; and

That is is deemed expedient to comply with the request of the Joint Legislative Committee of Railway Transportation Brotherhoods as a war measure for the purpose of relieving the pressing shortage of railway labour.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Acting Minister of Transport, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, and notwithstanding the provisions of Section 310 and Section 421 of the Railway Act, is pleased to order and doth hereby order that any Railway Company subject to the Railway Act shall not be required to station a person on the tender of an engine to warn persons standing on, or crossing, or about to cross the track of such railway whenever in any city, town or village, any train, drawn by such engine with tender attached and moving reversely, is passing over or along a highway at rail level which is not adequately protected by gates or otherwise.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council approving statutory holidays to be observed by members  
of the Public Service**

*Canada Gazette (Extra), October 1, 1942*

P.C. 8682

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 25th day of September, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

Whereas it is deemed expedient in the interests of the war effort to announce a policy about the observance of statutory holidays in order to remove the present uncertainty as to whether employees generally should or should not be required to work on each such holiday;

Therefore, for the guidance of all concerned, His Excellency the Governor General in Council, on the recommendation of the Minister of Labour, is pleased to approve and doth hereby approve the following declaration in respect of the observance of statutory holidays:

- (a) Apart from Sundays or such weekly days of rest provided in lieu thereof,
  - (i) the following statutory holidays and these holidays only should be observed by employers and employees during the present war:
    - a. New Year's Day,
    - b. Good Friday,
    - c. The first Monday in July,
    - d. Labour Day,
    - e. Christmas Day,
    - f. Thanksgiving Day.
  - (ii) Reasonable opportunity should continue to be allowed to employees for the performance of their religious duties.

- (b) The provisions of any collective labour agreement that are inconsistent with subsection (a) (i) of this declaration of policy should be suspended for the duration of the present war by mutual consent of the parties thereto but, pending such suspension, shall remain in force and continue to be observed.

His Excellency in Council, on the same recommendation and under authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:

1. Notwithstanding the provisions of Section 45 of the Civil Service Act, 1918, Chapter 22 of the Revised Statutes of Canada, 1927, or of any other law, order or regulation, apart from Sundays or such weekly days of rest provided in lieu thereof, the following days and none other shall be the holidays to be observed by members of the Public Service of Canada as defined in Order in Council P.C. 6702 of 26th August, 1941, as amended:

- a. New Year's Day,
- b. Good Friday,
- c. The first Monday in July,
- d. Labour Day,
- e. Christmas Day.
- f. Thanksgiving Day.

2. Reasonable opportunity should continue to be allowed to employees for the performance of their religious duties.

3. The provisions of the Dominion Day Act, Chapter 49 of the Revised Statutes of Canada, 1927, are hereby suspended for the duration of the present war, and throughout Canada for the duration of the present war the first Monday in July shall be a legal holiday and shall be kept and observed as such, under the name of Dominion Day.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing amount to be withheld from payments due Seine fishermen and Halibut crews re tax liability**

P.C. 8751

AT THE GOVERNMENT HOUSE AT OTTAWA

FRIDAY, the 25th day of September, 1942.

PRESENT:

HIS EXCELLENCE

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Acting Minister of National Revenue, and under the authority of the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:

1. Whosoever makes settlement in payment of the earnings of all Seine fishermen and Halibut crews shall withhold from such payments an amount equal to twenty per centum of such earnings, to be applied on the ultimate tax liability of such fishermen.

2. All first purchasers of fish from all other fishermen shall withhold from payment arising from the gross sales of such fish, ten per centum of the amount paid for such fish, to be applied on the ultimate tax liability of such fishermen.

3. This Order shall be applicable to all payments made on and after the twenty-third day of September, 1942, whether in settlement of fish purchased prior or subsequent to the said date.

4. The amounts withheld shall be remitted to the Receiver General of Canada at such time and under such form as the Minister of National Revenue may require.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing the Minister of Munitions and Supply to fix an amount as the reasonable and proper cost in certain cases of sub-contracts**

P.C. 8766

AT THE GOVERNMENT HOUSE AT OTTAWA

SATURDAY, the 26th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas under the provisions of Order in Council P.C. 9159 of 26th November, 1941, as amended by Order in Council P.C. 662 of 30th January, 1942, the Minister of Munitions and Supply was authorized to audit the records of any sub-contractor as therein defined to ascertain if such sub-contractor has received or is receiving in addition to his costs (as determined by the said Minister) a profit in excess of a fair and reasonable profit, and to recover from such sub-contractor such excess profit if any;

And whereas the Minister of Munitions and Supply reports that in certain cases where such an audit has been made, it has been found that the sub-contractor has failed to keep or is unable to produce adequate and detailed records from which the cost of the work in respect of which such audit was made can be definitely ascertained or determined; and

That in his opinion it is desirable and in the public interest that the Minister of Munitions and Supply should in such cases have the right, for the purposes of Order in Council P.C. 9159 as amended, to fix an amount as being the cost of the work performed by the sub-contractor.

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Munitions and Supply, and under and by virtue of the powers conferred by The Department of Munitions and Supply Act and the War Measures Act, is pleased to order and doth hereby order that where the Minister of Munitions and Supply is of the opinion that the records of a sub-contractor are insufficient or inadequate to enable the cost of the work performed by such sub-contractor under or for the purposes of a contract of one of the types specified in the said Order in Council P.C. 9159, as amended, to be definitely ascertained or determined, the said Minister may fix an amount as the reasonable and proper cost of such work and the amount so fixed shall thereupon be the cost of such work for all purposes of said Order in Council P.C. 9159 as amended.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council establishing the Compensation to Seamen (War Damage to Effects) Regulations 1942**

P.C. 149/8785

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 26th September, 1942.*

The Board had under consideration a memorandum from the Honourable the Minister of Transport, concurred in by the Honourable the Minister of Fisheries, reporting:

"That under Order in Council, P.C. 3358 of November 10th, 1939, as amended by Order in Council P.C. 91/3191 of May 6th, 1941, and by Clause 2(1) and (2) of Order in Council, P.C. 87/5204 of July 16th, 1941, provision was made for the payment of compensation to such masters and members of the crews of ships of Canadian registry or licence, and to such persons of Canadian nationality employed as masters and members of the crews of certified non-Canadian ships, and to such Canadian salt-water fishermen, who, as the result of enemy action or counter-action taken against same, suffer war damage to their personal effects on board their respective vessels;

That representations have now been made by responsible authorities that the said provisions should be amended as follows;

- (a) To consolidate in one document the provisions above referred to;
- (b) To increase the amount of compensation for war damage to effects of personnel of ships of Canadian registry and Canadian nationals employed in certified non-Canadian ships, as follows:
  - (i) Masters in foreign trade to be increased to a maximum of \$600.
  - (ii) Certificated Officers, Surgeons, Purasers in foreign trade to be increased to a maximum of \$350.
  - (iii) Victualling Department Waiter or Bedroom Steward, Boatswain, Donkeyman, Quartermaster, and other similar pay ratings, to be increased to a maximum of \$100.
  - (iv) Carpenters and Joiners to be increased to a maximum of \$190.  
(Effects \$90, Tools \$100.)
- (c) To provide allowance for war damage to effects of merchant seamen proceeding to and from employment on their respective vessels.
- (d) To cancel any reference in the Schedule for Compensation relating to Oriental ratings not domiciled in Canada within the meaning of the Immigration Act.

The undersigned is of opinion that such amendments are necessary and in the public interest, and has, therefore, with the concurrence aforesaid, the honour to recommend that Your Excellency in Council, under and by virtue of the War Measures Act, (Chapter 206, R.S.C. 1927), be pleased to rescind Order in Council P.C. 3358, dated November 10th, 1939, as amended by Order in Council, P.C. 91/3191, dated May 6th, 1941, and by Order in Council P.C. 87/5204, dated July 16th, 1941, and the substitution therefor of the the following:

## REGULATIONS

### TITLE

1. These Regulations may be cited as the Compensation to Seamen (War Damage to Effects) Regulations, 1942, and shall be deemed to have come into operation upon the first day of August, 1942.

## INTERPRETATION

2. In these Regulations, unless the context otherwise requires:—

- (a) 'Canadian salt-water fishermen' means persons of Canadian nationality employed upon a fishing vessel or boat engaged in the fishing industry of Canada in tidal waters.
  - (b) 'The appropriate Department' means—
    - (i) in respect of Canadian salt-water fishermen, the Department of Fisheries;
    - (ii) in respect of all other persons to whom these Regulations apply, the Department of Transport.
  - (c) 'war damage' means loss (including destruction) and damage caused by, or in repelling, enemy action, or by measures taken to avoid the consequences of damage caused by or in repelling enemy action.
  - (d) 'certified non-Canadian ship' means a ship not of Canadian registry or licence which the Transport Controller certifies was engaged in essential war work on behalf of the British Commonwealth or its Allies at the time when the voyage in question commenced.
  - (e) 'Canadian national' means a person of Canadian nationality as defined by Chapter 21 of the Revised Statutes of Canada, 1927.
3. (a) These Regulations shall apply to the following classes of persons who have sustained war damage to their personal effects on board their respective vessels:
- (i) The master or member of the crew of a ship of Canadian registry or licence.
  - (ii) Members of the Pilotage Service, which shall be deemed to mean a licensed pilot or licensed apprentice pilot, or the master or member of the crew of a pilot boat.
  - (iii) The master or a member of the crew of a lightship, a lighthouse tender or a lightship tender.
  - (iv) Canadian salt-water fishermen.
  - (v) A Canadian national who is the master or member of the crew of a certified non-Canadian ship.
- (b) For the purpose of these Regulations, war damage to effects shall be deemed to have been suffered during service upon any vessel of Canadian registry or licence, or upon any certified non-Canadian ship, if such damage is suffered by the person in question—
  - (i) While he is proceeding by sea or by land or by air outside of Canada to a ship of Canadian registry or licence or to a certified non-Canadian ship for the purpose of being in the service thereof, or
  - (ii) while he is returning by sea or by land or by air outside of Canada to Canada or to the country to which he belongs, from a ship of Canadian registry or licence or from a certified non-Canadian ship after being in the service thereof, or
  - (iii) while he is outside of Canada on leave from a ship of Canadian registry or licence or from a certified non-Canadian ship which, for the time being, is in a port outside of Canada.

4. Any person to whom these Regulations apply may make to the appropriate Department a claim for compensation in respect of war damage to his personal effects and the appropriate Department may, subject to the provisions of these Regulations, pay to that person in respect of such claim an amount not exceeding the maximum amount payable to a person of his rank or rating at the time when the war damage occurred, in accordance with the schedule appended hereunder.

SCHEDULE OF COMPENSATION FOR WAR DAMAGE TO PERSONAL EFFECTS THROUGH  
WAR PERILS AT SEA

(1) Steamships of Canadian Registry or Licence and Certified Non-Canadian Steamships

Rank or Rating	Maximum amount of compensation payable for war damage to personal effects		
	(X) Foreign Trade	(X) Home Trade Passenger	(X) All other Trades
	\$	\$	\$
(i) Master.....	600	350	200
(ii) Certificated Officers, Surgeons, Purasers.....	350	210	125
(iii) Uncertificated Officers, Chief Stewards in charge of Departments, Wireless Operators and Apprentices.....	250	175	100
(iv) Carpenters and Joiners (Effects, \$90; Tools, \$100 maximum).....	190	190	190
(v) Ratings in Victualling Department above rank of Waiter or Bedroom Steward.....	150	105	75
(vi) Victualling Department Waiter or Bedroom Steward, Boatswain, Donkeyman, Quarter-master, and other similar pay ratings.....	100	100	100
(vii) Ratings in Victualling Department of lower pay than Bedroom Steward.....	70	70	70
(viii) Seamen, Greasers, Firemen, Trimmers and other similar ratings.....	70	70	70
(ix) Licensed Pilots and Licensed Apprentice Pilots	70	70	70

(2) Fishing Vessels and Sailing Vessels

(a) Fishing Vessels and Vessels of 60 registered tons and over and Foreign-going Sailing Vessels		
(i) Master .....		\$200
(ii) Mate or Engineer.....		100
(iii) All other members of Crew.....		70
(b) All other Fishing Vessels and Home Trade, Inland and Minor Waters Sailing Vessels		
(i) Master .....		\$125
(ii) All other members of Crew.....		70
(c) Pilot Vessels and Light Vessels		
(i) Master .....		125
(ii) All other members of Crew.....		70

(X) The provisions of the Canada Shipping Act, 1934, and Regulations made thereunder, shall determine the class of vessel, the nature of the trade in which the vessel is engaged and the status of the members of the crew, Masters, officers and ratings of Canadian Government Steamships, other than pilot vessels and light vessels, shall come under "all other trades."

5. Any claim made under Clause numbered 4 of these Regulations shall be made in the manner and upon the form approved by the appropriate Department as applicable to such claim.

6. Unless the appropriate Department otherwise directs, no compensation shall be payable under these regulations in respect of any claim which has not been made within one year of the relative war damage having been incurred.

7. No person shall be precluded from receiving compensation under these Regulations by reason only of the fact that at the time of making a claim for such compensation he has ceased to be a person to whom the Regulations apply.

8. Claims for damage sustained before the 1st August, 1942, shall be dealt with under the Regulations in effect at the time the said damage occurred, and any claims made or compensation paid before the 1st August, 1942, shall not be re-considered under the Regulations herein approved.

9. Notwithstanding any other part of these Regulations, the appropriate Department shall, when dealing with applications by the persons described in paragraph (a) (v) of Regulation 3, subtract from the compensation awarded under Regulation 4 the amount of compensation payable to the applicant under the laws of the country in which the vessel was registered or licensed.

The undersigned has the honour further to recommend that payments falling due under the above mentioned Regulations shall be made out of War Appropriation."

The Board concur in the above report and recommendation, and submit the same for favourable consideration.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

Order in Council amending regulations respecting purchase of soya beans  
—P.C. 2799, April 10, 1942

P.C. 8796

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY the 30th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by Order in Council P.C. 2799 of the 10th day of April, 1942, the Canadian Wheat Board was "empowered to buy soya beans at \$1.95 per bushel No. 2 Yellow soya beans, basis Toronto";

And whereas by Order in Council P.C. 6125 of the 16th day of July, 1942, official standards for the grading of Canadian soybeans were established;

And whereas the Minister of Trade and Commerce reports that it is necessary to empower the Canadian Wheat Board to buy soybeans at prices based on the newly established grades;

Therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Trade and Commerce, and under and by virtue of the powers conferred on the Governor in Council by the War Measures Act, Chapter 206, Revised Statutes of Canada, 1927, and otherwise, is pleased to amend and doth hereby amend the regulations made by Order in Council

P.C. 2799 of 10th April, 1942, by deleting Section 2 thereof and substituting therefor the following:

- (2) The Canadian Wheat Board is empowered to buy soybeans at \$1.96 per bushel, basis delivered at Toronto, for No. 1 Canada soybeans and at \$1.95, basis delivered at Toronto, for No. 2 Canada soybeans and at prices for each other grade of soybeans as, in the opinion of the Board, bring such grade into proper relationship with Nos. 1 and 2 Canada soybeans.

Certified to be a true copy.

A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council transferring the administration of the National War Services Regulations (Recruits) 1940 to Minister of Labour, and records, premises, etc. Director of Mobilization and Registrars of Administrative Division to the Department of Labour**

P.C. 8800

AT THE GOVERNMENT HOUSE AT OTTAWA

SATURDAY, the 26th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas by the National War Services Regulations 1940 (Recruits), which are administered by the Minister of National War Services; provision is made for compulsory military training;

And whereas by the National Selective Service Regulations, 1942, which are administered by the Minister of Labour, provision is made for the control of employment in order to achieve the most effective use of labour in the war effort;

And whereas in order to achieve the most effective use of manpower in the war effort, it is deemed essential that the control of labour and the calling up of men for military training be co-ordinated;

Therefore His Excellency the Governor General in Council, on the recommendation of the Prime Minister and under authority of the War Measures Act, Chapter 206, of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows:

Notwithstanding the provisions of the Department of National War Services Act, 1940, Chapter 22 of the Statutes of Canada, 1940, the administration of the National War Services Regulations (Recruits) 1940 or substitutes therefor shall, on December 1, 1942, be transferred to the Minister of Labour, and the records, premises and equipment used by the Director of Mobilization and the Registrars of the Administrative Divisions together with the control and direction of the Director of Mobilization, the Registrars of the Administrative Divisions and their respective staffs shall, on the said date, be transferred to the Department of Labour.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council prohibiting importation of barilla or soda ash except under permit**

P.C. 8802

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 30th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Minister of Finance reports that the Chairman of the Wartime Industries Control Board requests that the importation of soda ash be placed under control by permit, in order to facilitate the operation of arrangements which the Controller of Chemicals has made to procure adequate supplies of this strategic material.

Now, therefore, His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order that the importation into Canada of barilla or soda ash be and it is hereby prohibited except under and in accordance with the terms of a permit issued by, or on behalf of, the Minister of National Revenue.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

**Order in Council authorizing War Risks Insurance for various properties of His Majesty, in right of the Dominion of Canada**

P.C. 2/8917

*Certified to be a true copy of a Minute of a Meeting of the Treasury Board, approved by His Excellency the Governor General in Council, on the 30th September, 1942.*

The Board had under consideration a submission from the Honourable the Minister of Finance reporting:

1. That under the War Risk Insurance Act, 1942, being Chapter 35 of the Statutes of Canada 1942, the Minister of Finance is required and empowered to institute a national scheme of war risk insurance to protect buildings, machinery, fixtures or other structures, erected or placed upon, in, over or affixed to land, and all movable corporeal property in Canada against war damage;

2. That pursuant to the said Act, the national scheme of war risk insurance has been established with the co-operation and assistance on a non-profit basis of the fire insurance companies and their agents in Canada;

3. That policies are now being sold to property holders in Canada insuring them against the risk of war damage as from twelve o'clock noon E.D.S.T. of September 15th, 1942. The rates and terms of coverage are to be as determined by the Minister of Finance.

4. That every effort will be made to secure as wide a coverage in Canada as possible so as to spread the risk and enable the coverage to be sold at the lowest possible uniform rates of premium.

5. That in order to secure such wide coverage, provision is made in Section 31 of the said Act for agreements between the Government of Canada and the Government of any province to insure the property of His Majesty in the right of such province;

6. That the same considerations make it feasible for the Dominion Government to insure all property of His Majesty in the right of Canada under the national scheme of war risk insurance;

7. That the adoption of the policy of insuring all Government property against war risk would constitute a sound budgetary procedure against a possible destruction of large and valuable public assets.

The Board accordingly recommends that under the War Risk Insurance Act, 1942, being Chapter 35 of the Statutes of Canada, 1942, and the War Measures Act, being Chapter 206 of the Revised Statutes of Canada, 1927, and notwithstanding anything contained in any other Act or Regulation, all property of His Majesty in right of the Dominion of Canada, including public buildings and other insurable Crown assets, plants and machinery supplied to producers of war supplies, and the interest of the Crown in mortgages under the Dominion Housing Act, be insured against war damage under the War Risk Insurance Act, 1942; provided that nothing herein contained shall be construed as requiring the insurance of munitions of war, weapons, equipment, stores or facilities of His Majesty's Armed Forces after they have come under the jurisdiction, control or custody of the said Forces; and provided further that no commission to agents or to companies shall be paid on premiums payable under any policies issued or contracts of insurance entered upon with respect to such Government property.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council amending National War Services Regulations 1940  
(Recruits) (Consolidation 1942)—Section 4**

*Canada Gazette (Extra) October 2, 1942*

P.C. 8918

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 30th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of National War Services and under and in virtue of the powers conferred by the National Resources Mobilization Act and The War Measures Act, is pleased to amend the National War Services Regulations, 1940 (Recruits) (Consolidation 1942), established by Order in Council, P.C. 8343, dated the 16th day of September, 1942, and they are hereby amended by striking out the word "twenty" wherever the same appears in Section Four thereof and substituting the word "nineteen" therefore.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Order in Council authorizing Proclamation calling men for Military training**

P.C. 8919

*Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 30th September, 1942.*

The Committee of the Privy Council have had before them a report dated September 29th, 1942, from the Minister of National War Services, representing that the National War Services Regulations, 1940 (Recruits) (Consolidation 1942), established by Order in Council P.C. 8343, dated the 16th day of September, 1942, as amended, provide that men of any age classes, class or part of any age class liable to be called out under the said Regulations, may be called out for military training, service or duty, by Proclamation of the Governor in Council, and that it is now expedient that there be issued subject to the said Regulations a Proclamation calling out men who were on the 15th day of July, 1940, unmarried, or widowers without child or children, or who, since the said date, have been divorced or judicially separated, or become widowers without child or children, and who were born in any of the years 1923, 1922, 1921, 1920, 1919, 1918, 1917, 1916, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, but that persons born in the year 1923 shall not be called out until they reach the age of nineteen years.

The Committee, therefore, on the recommendation of the Minister of National War Services, advise that a Proclamation do issue in the terms of the attached draft.

(Sgd.) A. D. P. HEENEY,  
*Clerk of the Privy Council.*

**Proclamation**

L. P. DUFF,  
Deputy Governor General.

[L.S.]

CANADA

GEORGE THE SIXTH, by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas KING, Defender of the Faith, Emperor of India;

To all to whom these Presents shall come or whom the same may in anywise concern,

GREETING:

**A PROCLAMATION**

F. P. VARCOE,  
Deputy Minister of Justice, Canada.

Whereas it is provided by the National Resources Mobilization Act, 1940, that the Governor in Council may make from time to time such orders and regulations requiring persons to place themselves, their services and their property at the disposal of His Majesty in the right of Canada, as may be deemed necessary or expedient for securing the public safety, the defence of Canada, the maintenance of public order, or the efficient prosecution of the war, or for maintaining supplies or services essential to the life of the community;

And whereas, pursuant to the powers therein contained, and the provisions of The War Measures Act, Our Governor in Council did on the 27th day of August, 1940, make regulations to provide a system for calling out men for military training, service or duty within Canada and the territorial waters thereof, such regulations as amended and consolidated being now known as the National War Services Regulations, 1940 (Recruits) (Consolidation 1942);

And whereas all such persons called out pursuant to the said regulations are liable to perform military training, service or duty, pursuant to the Reserve Army (Special) Regulations, 1941, within Canada and the territorial waters thereof, as the Minister of National Defence may from time to time require;

And whereas, pursuant to and in accordance with the said National War Services Regulations, it has been decided to call out for military training, service or duty, as aforesaid, every male British Subject who is or who has been at any time subsequent to the first day of September, 1939, ordinarily resident in Canada, and every male person in Canada, other than a non-declarant enemy alien within the meaning of the said Regulations, who has been in Canada throughout the year immediately prior to his being ordered to report under the said Regulations for medical examination, whether or not he has been temporarily absent from Canada during such year, and who was on the 15th day of July, 1940, unmarried or a widower without child or children, or has since the said date been divorced or judicially separated, or become a widower without child or children, and who was born in any of the years, 1923, 1922, 1921, 1920, 1919, 1918, 1917, 1916, 1915, 1914, 1913, 1912, 1911, 1910, 1909, 1908, 1907, 1906, 1905, 1904, 1903, 1902, but that persons born in the year 1923 shall not be called out until they reach the age of nineteen years.

Now therefore know ye, that, pursuant to The National Resources Mobilization Act, 1940, and the War Measures Act, and pursuant to and in accordance with the National War Services Regulations, 1940 (Recruits) (Consolidation 1942), as amended, we do hereby call out the aforesaid classes of men to submit themselves for medical examination and to undergo and perform military training, service or duty within Canada or the territorial waters thereof, during the duration of the state of war now existing, as the Minister of National Defence may from time to time require, pursuant to the Reserve Army (Special) Regulations, 1941, or such other Regulations as may be applicable, and to report at such places and times and in such manner and to such authorities or persons as may be ordered or notified to them by a Divisional Registrar of an Administrative Division appointed by the Governor in Council pursuant to the said National War Services Regulations, 1940 (Recruits) (Consolidation 1942), as amended.

Of all which Our Loving Subjects and all others whom these Presents may concern are hereby required to take notice and to govern themselves accordingly.

In testimony whereof we have caused these Our Letters to be made Patent and the Great Seal of Canada to be hereunto affixed. WITNESS: Our Right Trusty and Well-beloved Counsellor the Right Honourable Sir LYMAN POORE DUFF, a Member of Our Most Honourable Privy Council, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, Chief Justice of Canada and Deputy of Our Dear Uncle, Our Right Trusty and Right Well-beloved Cousin and Counsellor, Alexander Augustus Frederick George, Earl of Athlone, Knight of Our Most Noble Order of the Garter, a Member of Our Most Honourable Privy Council, Knight Grand Cross of Our Most Honourable Order of the Bath, Grand Master of Our Most Distinguished Order of Saint Michael and Saint George, Knight Grand Cross of Our Royal Victorian Order, Companion of Our Distinguished Service Order, Colonel in Our Army (retired),

having the honorary rank of Major-General, one of Our Personal Aides-de-Camp, Governor General and Commander-in-Chief of Our Dominion of Canada.

At Our Government House, in Our City of Ottawa, this thirtieth day of September, in the year of Our Lord one thousand nine hundred and forty-two, and in the Sixth year of Our Reign.

By Command,

E. H. COLEMAN,

*Under Secretary of State.*

**Order in Council prohibiting importation of green coffee except under permit**

P.C. 8920

AT THE GOVERNMENT HOUSE AT OTTAWA

WEDNESDAY, the 30th day of September, 1942.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Whereas the Wartime Prices and Trade Board requests that the importation of green coffee be placed under control by permit in order to facilitate the operation of arrangements which the Board has made for the centralized purchase of this commodity;

Therefore His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, and under the authority of the War Measures Act, Chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order that the importation into Canada of green coffee be and it is hereby prohibited except under and in accordance with the terms of a permit issued by, or on behalf of, the Minister of National Revenue.

Certified to be a true copy.

(Sgd.) A. D. P. HEENEY,

*Clerk of the Privy Council.*

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